

STATE OF NORTH DAKOTA

Journal of the Senate

of the

Twenty-seventh Session

of the

Legislative Assembly

January 7th to March 7th, 1941, Inclusive

STATE CAPITOL
BISMARCK, NORTH DAKOTA

OSCAR HAGEN
Lieutenant Governor

M. R. YOUNG
President Pro Tempore

W. J. TROUT
Secretary



BISMARCK TRIBUNE

NOTICE

The list of senate and house members and of officers and employes of the senate will be found in the index at the back of this book.

Errata

Legislative record of Senator Coffey is continued from Page CXXXVIII to Page CXXXIX in index.

SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Franklin Page	Hamilton
2.	Pt. Ward	Walter Troxel	Berthold
3.	Pt. Walsh	Harry O'Brien	Park River
4.	Pt. Walsh	Rilie R. Morgan	Grafton
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	Nick N. Nelson	Emerado
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
8.	Traill	C. Norman Brunsdale*	Mayville
9.	Pt. Cass	Arthur W. Fowler	Fargo
10.	Pt. Cass	Frank H. Beaton	Fargo
11.	Pt. Cass	Wm. Watt	Leonard
12.	Pt. Richland	Wm. J. Braun	Wahpeton
13.	Sargent	A. N. Lavik	Milnor
14.	Ransom	J. L. Flatt	Sheldon
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	C. P. Dahl	Jessie
17.	Nelson	R. R. Lofthus	McVile
18.	Cavalier	Ed. A. Hill	Wales
19.	Rolette	H. G. Guenther	Rolla
20.	Benson	Gust Tweten	Oberon
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	J. J. Kehoe	Cando
23.	Stutsman	G. I. Feton	Jamestown
24.	LaMoure	M. R. Young	Berlin
25.	Dickey	John G. Nelson	Fullerton
26.	Emmons	E. H. Brant	Linton
27.	Burleigh	Milton L. Rue	Bismarck
28.	Bottineau	Wm. A. Thatcher	Bottineau
29.	Pt. Ward	Walter R. Bond	Minot
30.	Morton	Philip W. Blank	Mandan
31.	Stark	M. J. Raschko	Dickinson
32.	Eddy-Foster	Otto Topp	Grace City
33.	Wells	R. M. Streibel	Fessenden
34.	McHenry	Martin Olson	Butte
35.	Kidder-Sheridan	John J. Adam	Anamoose
36.	McIntosh-Logan	Robert Greiser	Wishek
37.	Pt. Richland	H. R. Morgan	Walcott
38.	Pt. Barnes	Fred Aandahl	Litchville
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke-Divide	R. A. Owings	Lignite
41.	McKenzie	Hjalmar Nelson	Schafer
42.	Pierce	F. T. Gronvold	Rugby
43.	Renville	Albert Nelson	Glenburn
44.	Mountrail	Axel Olson	Parshall
45.	Williams	Iver Solberg	Ray
46.	McLean	E. C. Stucke	Garrison
47.	Grant-Sioux	William Kamrath	Leith
48.	Mercer, Oliver and Dunn	Gottlieb Isaak	Dodge
49.	Adams-Hettinger	Chas. A. Ginter	Hettinger

HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	A. Dalzell	Walhalla
		Harry Carlson	Concrete
		E. Symington	Neché
2.	Pt. Ward	Chas. H. Black	Foxholm
		3.	Pt. Walsh
	Palmer Levin	Park River	
4.	Pt. Walsh	Wilfred Collette	Grafton
5.	Pt. Grand Forks	K. L. Boulden	Larimore
6.	Pt. Grand Forks	George Saumur	Grand Forks
7.	Pt. Grand Forks	Targie Trydahl	Thompson
8.	Traill	H. W. McInnes	Kelso
		Arthur Rygg	Clifford
		Alva Wambheim	Hatton
9.	Pt. Cass	A. R. Bergesen	Fargo
		K. A. Fitch	Fargo
		Arthur C. Johnson	Fargo
		W. H. Shure	Fargo
10.	Pt. Cass	L. L. Twichell	Fargo
		Manfred R. Ohnstad	W. Fargo
11.	Pt. Cass	Otis Nelson	Mapleton
		Wesley L. Bolmeier	Erie
12.	Pt. Richland	Carl H. Dittmer	Leonard
		Vernon M. Johnson	Wahpeton
13.	Sargent	Harley R. Swanson	Fairmount
		A. Z. Nelson	Cayuga
14.	Ransom	Mal Gainor	DeLamere
		J. T. Peterson	Englevale
15.	Pt. Barnes	H. G. Severson	Ft. Ransom
		Curtis Olson	Valley City
16.	Griggs-Steele	Bjorn Fuglestad	Cooperstown
		Steven C. Nelson	Finley
		Tom V. Devlin	Finley
17.	Nelson	P. K. Holm	Pekin
		A. O. Arneson	McVille
18.	Cavalier	W. M. Crockett	Wales
		Harvey Brusseau	Walhalla
		Peter Moe	Osnabrock
19.	Rolette	John Coghlan	Rolla
		Frank Fitzharris	Rolla
20.	Benson	A. N. Kindem	Oberon
		C. H. Hofstrand	Churchs Ferry
21.	Ramsey	Alfred Nelson	Crary
		E. A. Lunde	Lawton
		Harry Stormon	Devils Lake
22.	Towner	D. S. Blair	Maza
		E. J. Langley	Rocklake
23.	Stutsman	Carl F. Arndt	Streeter
		C. G. Kee	Spiritwood
		P. G. Westby	Jamestown
		Henry Williams	Jamestown
24.	LaMoure	M. W. Gackle	Kulm
		A. J. Sandness	LaMoure
25.	Dickey	C. Bymers	Ellendale
		W. R. Singleton	Oakes
26.	Emmons	Joseph Glas	Linton
		Ray Juhola	Braddock

Dist.	County	Name	Address
27.	Burleigh	Wm. B. Falconer	Bismarck
		Walter E. Sellens	Bismarck
		John R. Fleck	Bismarck
28.	Bottineau	W. E. Bingenheimer	Newburg
		Duncan Fraser	Omeme
		Peter Peterson	Antler
29.	Pt. Ward	A. W. Benno	Minot
		Brynhild Haugland	Minot
		Roy A. Ivedson	Minot
		W. M. Smart	Minot
30.	Morton	Tony Starck	Judson
		W. M. Nelson	Mandan
		Richard E. Wolf	New Salem
31.	Stark	George P. Braun	Dickinson
		E. D. Culver	Dickinson
		Mike Gress	Dickinson
32.	Eddy-Foster	A. H. Nystrom	Sheyenne
		A. I. Sharpe	Glenfield
33.	Wells	Leonas Myers	Bowdon
		Morris Larson	Heimdal
34.	McHenry	L. W. Belzer	Balfour
		Andrew Halvorson	Upham
		Fred T. Schmidt	Anamoose
35.	Kidder-Sheridan	Harold T. Morrison	Robinson
		Ed. Rieker	Tappen
36.	McIntosh-Logan	S. N. Welder	Napoleon
		Ed. Haag	Fredonia
		Ben J. Wolf	Zeeland
37.	Pt. Richland	Maurice S. Aker	Hankinson
		H. C. Williams	Lidgerwood
38.	Pt. Barnes	John N. McIntyre	Valley City
39.	Billings, Bowman Golden Valley and Slope	M. B. Hogoboom	Alpha
		L. K. Morland	Scranton
		C. T. Olson	Bowman
40.	Burke-Divide	J. H. Heckman	Alkabo
		Ed. McIntee	Northgate
		Ivan Erickson	Crosby
41.	McKenzie	Bernt Anderson	Charison
		Iver Drovdal	Arnegard
42.	Pierce	George Allen	Pleasant Lake
		Wm. H. Tuff	Barton
43.	Renville	N. W. Nicholsen	Mohall
44.	Mountrail	Joseph N. Mollet	Powers Lake
		Theodore O. Rohde	Van Hook
45.	Williams	Carl Erickson	Springbrook
		William Ireland	Corinth
		Asle Bjella	Epping
46.	McLean	Fred Braun	Turtle Lake
		Donnell Haugen	Roseglen
		J. W. Jennings	Washburn
47.	Grant-Sioux	Ralph G. Beede	Elgin
		Dan Panko	McIntosh, S. D.
48.	Mercer, Oliver and Dunn	Walter Bubel	Center
		Eldor G. Sagehorn	Stanton
		Harry Semerad	Dickinson
49.	Adams-Hettinger	Geo. Schwartz	Mott
		Carl J. Austad	Hettinger

OFFICERS AND EMPLOYEES

Title	Name
Lieutenant Governor	Oscar Hagen
President Pro Tempore	M. R. Young
Secretary of the Senate	W. J. Trout
Desk Reporter	Ruth Smith
Assistant Secretary	J. C. Blaisdell, Jr.
Assistant Secretary	Roland Weiss
Sergeant-at-Arms	Emil Strand
Assistant Sergeant-at-Arms	L. F. Lesmeister
Chief Stenographer	Dorothy Lundy
Stenographer	Agnes Skarpsno
Stenographer	Geneva Tweten
Stenographer	Edna Nelson
Stenographer	Phyllis Meis
Bill Clerk	Idar Rimestad
Bill Clerk	Arend Hoffman
Bill Room Clerk	John Hove
Assistant Bill Room Clerk	Charles Wollitz
Assistant Bill Room Clerk	J. C. Goll
Enrolling & Engrossing Clerk	Ida Ellefson
Appropriation Clerk	Marie Brooks
Committee Clerk	Arlan Stair
Committee Clerk	Irwin A. Smith
Proofreader and Calendar Clerk	C. C. Morrison
Chief Mail Clerk	S. B. Salverson
Assistant Mailing Clerk	Charles J. Ufer
Assistant Mailing Clerk	Dwight Kamrath
Chart Room Clerk	Harold Bureau
Chart Room Assistant	Hannah Haaland
Postmaster	Nels Johnson
Proofreader	J. O. Bergheim
Committee Room Attendant	Anton Larson
Doorkeeper	Edward Nething
Doorkeeper	Dominick Goetz
Doorkeeper	Joe H. Lefor
Night Watchman	Raymond Anderson
Janitor	Conrad Peterson
Janitor	Andrew Meland
Janitor	M. D. Keeney
Janitor	Gilbert Lee
Janitor	Gus Skaley
House Messenger	Richard Thompson
Page	Clarence Anderson
Page	John Koehn
Page	Ruben Olson
Page	Bernard Allmaras
Cloak Room Attendant	E. W. Willoughby
Telephone Attendant	Wallace A. Barton
Messenger to Governor	Mary B. Devine

ERRATA SHEET

Page 481, 2nd line from top, the figures "464" and "465" should be "445" and "446."

Page 825, 7th line from bottom, strike out the word and figure "and 162."

Page 897, line 23, should read "motion lost."

Page 764, line 15, change the word "House" to "Senate."

Page 829, Senate Concurrent Resolution "P" should be "O."

Page 856, line 11, strike out the figure "11" and insert "111", and strike out the figure "127."

Page 876, line 23, change the word "prevailed" to "lost." Change the word "first" to "second" in lines 26 and 32.

Page 878, 5th line from bottom change the word "Senate" to "House."

Page 897, line 38, add the words "on House Bill No. 82."

Page 915, change the word "Fifty-ninth day after recess and sixtieth day to "Fifty-eighth day after recess and Fifty-ninth day" in line 24.

Page 919, last line, change figures "114" to "118."

Page 964, Lieutenant Governor Hagen should be shown as voting "aye" on the motion of Senator Solberg to concur in House amendments to Senate Bill No. 1, on a tie division vote.

Page 990, line 5, strike out the figure "2."

Page 1036, line 13, strike out the figure "2."

Page 1047, first line, House Bill No. 6 (Pick up title)

Page 1013, House Bill No. 110 should read House Bill No. 111.

Buy "Dakota Maid" Flour

Journal of the Senate



Twenty-seventh Legislative Assembly

FIRST DAY

Bismarck, January 7, 1941.

At the hour of twelve o'clock on the seventh day of January, 1941, it being the day and hour designated by the Constitution for convening the Legislative Assembly of the State of North Dakota, the hold-over members and members elected to the Senate of the Twenty-seventh Legislative Assembly, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, and were called to order by W. J. Lowe, Secretary of the Twenty-sixth Legislative Assembly of the State of North Dakota.

Senator Nelson of McKenzie county moved that the presiding officer appoint a committee of three to escort the Lieutenant Governor to the rostrum to be sworn in as President of the Senate, which motion prevailed.

The Secretary appointed as such committee Senators Nelson of McKenzie, Stucke and Lavik.

The following communication was received from the Secretary of State:

DEPARTMENT OF STATE
Bismarck, North Dakota

January 7, 1941.

Secretary of the Senate,
Twenty-seventh 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 Senate of the Twenty-seventh Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1.	Pembina	Franklin Page	Hamilton
2.	Pt. Ward	Walter Troxel	Berthold
3.	Pt. Walsh	Harry O'Brien	Park River
4.	Pt. Walsh	Rilie R. Morgan	Grafton
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	Nick N. Nelson	Emerado
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
8.	Trail	C. Norman Brunsdale*	Mayville
9.	Pt. Cass	Arthur W. Fowler	Fargo
10.	Pt. Cass	Frank H. Beaton	Fargo

Dist.	County	Name	Address
11.	Pt. Cass	Wm. Watt	Leonard
12.	Pt. Richland	Wm. J. Braun	Wahpeton
13.	Sargent	A. N. Lavik	Milnor
14.	Ransom	J. L. Flatt	Sheldon
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	C. P. Dahl	Jessie
17.	Nelson	R. R. Lofthus	McVile
18.	Cavalier	Ed. A. Hill	Wales
19.	Rolette	H. G. Guenther	Rolla
20.	Benson	Gust Tweten	Oberon
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	(Vacancy)**	
23.	Stutsman	G. I. Feton	Jamestown
24.	LaMoure	M. R. Young	Berlin
25.	Dickey	John G. Nelson	Fullerton
26.	Emmons	E. H. Brant	Linton
27.	Burleigh	Milton L. Rue	Bismarck
28.	Bottineau	Wm. A. Thatcher	Bottineau
29.	Pt. Ward	Walter R. Bond	Minot
30.	Morton	Philip W. Blank	Mandan
31.	Stark	M. J. Raschko	Dickinson
32.	Eddy-Foster	Otto Topp	Grace City
33.	Wells	R. M. Streibel	Fessenden
34.	McHenry	Martin Olson	Butte
35.	Kidder-Sheridan	John J. Adam	Anamoose
36.	McIntosh-Logan	Robert Greiser	Wishek
37.	Pt. Richland	H. R. Morgan	Walcott
38.	Pt. Barnes	Fred Aandahl	Litchville
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke-Divide	R. A. Owings	Lignite
41.	McKenzie	Hjalmar Nelson	Schafer
42.	Pierce	F. T. Gronvold	Rugby
43.	Renville	Albert Nelson	Glenburn
44.	Mountrail	Axel Olson	Parshall
45.	Williams	Iver Solberg	Ray
46.	McLean	E. C. Stucke	Garrison
47.	Grant-Sioux	William Kamrath	Leith
48.	Mercer, Oliver and Dunn	Gottlieb Isaak	Dodge
49.	Adams-Hettinger	Chas. A. Ginter	Hettinger

*I further certify that Senator Henry Leum of the Eighth District has died and at a special election held concurrently with the General Election, November 5, 1940, C. Norman Brunsdale was elected to complete his term.

**I further certify that Senator B. W. Lemke of the Twenty-second District has died and a special election is being held in Towner county January 10, 1941, for the purpose of electing his successor.

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 7th day of January, A. D., 1941.

(SEAL)

HERMAN THORSON,
Secretary of State.

DEPARTMENT OF STATE
Bismarck, North Dakota

January 7, 1941.

LIST OF HOLD-OVER SENATORS

Dist.	County	Name	Address
2.	Pt. Ward	Walter Troxel	Berthold
4.	Pt. Walsh	Rilie R. Morgan	Grafton
6.	Pt. Grand Forks	Nick N. Nelson	Emerado
8.	Traill	C. Norman Brunsdale*	Mayville
10.	Pt. Cass	Frank H. Beaton	Fargo
12.	Pt. Richland	Wm. J. Braun	Wahpeton
14.	Ransom	J. L. Flatt	Sheldon
16.	Griggs-Steele	C. P. Dahl	Jessie
18.	Cavalier	Ed. A. Hill	Wales
20.	Benson	Gus Tweten	Oberon
22.	Towner	(Vacancy)**	
24.	LaMoure	M. R. Young	Berlin
26.	Emmons	E. H. Brant	Linton
28.	Bottineau	Wm. A. Thatcher	Bottineau
30.	Morton	Philip W. Blank	Mandan
32.	Eddy-Foster	Otto Topp	Grace City
34.	McHenry	Martin Olson	Butte
36.	McIntosh-Logan	Robert Greiser	Wishek
38.	Pt. Barnes	Fred Aandahl	Litchville
40.	Burke-Divide	R. A. Owings	Lignite
42.	Pierce	F. T. Gronvold	Rugby
44.	Mountrail	Axel Olson	Parshall
46.	McLean	E. C. Stucke	Garrison
48.	Mercer, Oliver and Dunn	Gottlieb Isaak	Dodge

*Unexpired term.

**To be filled by special election on January 10, 1941.

DEPARTMENT OF STATE
Bismarck, North Dakota

January 1, 1941.

LIST OF SENATORS-ELECT

Dist.	County	Name	Address
1.	Pembina	Franklin Page	Hamilton
3.	Pt. Walsh	Harry O'Brien	Park River
5.	Pt. Grand Forks	Oliver Bilden	Northwood
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
9.	Pt. Cass	Arthur W. Fowler	Fargo
11.	Pt. Cass	Wm. Watt	Leonard
13.	Sargent	A. N. Lavik	Milnor
15.	Pt. Barnes	P. L. Foss	Valley City
17.	Nelson	R. R. Lofthus	McVile
19.	Rolette	H. G. Guenther	Rolla
21.	Ramsey	G. F. Drew	Devils Lake
23.	Stutsman	G. I. Feton	Jamesstown
25.	Dickey	John G. Nelson	Fullerton
27.	Burleigh	Milton L. Rue	Bismarck
29.	Pt. Ward	Walter R. Bond	Minot
31.	Stark	M. J. Raschko	Dickinson
33.	Wells	R. M. Streibel	Fessenden
35.	Kidder-Sheridan	John J. Adam	Anamoose

Dist.	County	Name	Address
37.	Pt. Richland	H. R. Morgan	Walcott
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
41.	McKenzie	Hjalmar Nelson	Schafer
43.	Renville	Albert Nelson	Glenburn
45.	Williams	Iver Solberg	Ray
47.	Grant-Sioux	William Kamrath	Leith
49.	Adams-Hettinger	Chas. A. Ginter	Hettinger

Senator Owings moved that the acting secretary appoint a committee of three to escort the Honorable Chief Justice of the Supreme Court of North Dakota, A. G. Burr, to the rostrum for the purpose of administering the oath of office to the Lieutenant Governor and the newly elected members of the Senate, which motion prevailed.

The Secretary appointed as such committee, Senators Owings, Gronvold and Morgan of Walsh.

The Chief Justice then administered the oath of office to Lieutenant Governor Oscar Hagen, who thereupon took charge of the further proceedings.

Prayer by the Chaplain, Rev. Opie S. Rindahl.

Chief Justice Burr administered the oath of office to all Senators-elect and requested them to subscribe to the oath of office.

ROLL CALL

Senators present were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Senator Nelson of Renville County moved the nomination of W. J. Trout of Renville county for Secretary of the Senate.

ROLL CALL

The question being on the election of W. J. Trout as Secretary of the Senate, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko

Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

So W. J. Trout was declared elected as Secretary of the Senate.

The Lieutenant Governor then administered the oath of office to the Secretary of the Senate-elect.

Senator Troxel moved that a vote of thanks be extended to W. J. Lowe for his services as Secretary of the Senate for the Twenty-sixth Legislative Assembly, which motion prevailed.

Senator Rue moved the nomination of Ruth Smith of Burleigh county as desk reporter.

ROLL CALL

The question being on the election of Ruth Smith as desk reporter, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

So Ruth Smith was declared elected as Desk Reporter.

The President of the Senate then administered the oath of office to the Desk Reporter-Elect.

Senator Wog moved the nomination of Emil Strand of Billings county for Sergeant-at-Arms of the Senate.

ROLL CALL

The question being on the election of Emil Strand of Billings county as Sergeant-at-Arms, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings

Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

So Emil Strand was declared elected as Sergeant-at-Arms.

The Lieutenant Governor administered the oath of office to Emil Strand.

Senator Isaak moved that the President of the Senate appoint a committee of three to notify the Governor that the Senate is organized and ready to receive any message that he may desire to deliver, which motion prevailed.

The President appointed as such committee, Senators Isaak, Morgan of Richland and Drew.

Senator Watt moved that the President of the Senate appoint a committee of three to notify the House of Representatives that the Senate is organized and ready for the transaction of business, which motion prevailed.

The President appointed as such committee Senators Watt, Streibel and Kamrath.

Senator Greiser moved that the President of the Senate appoint a temporary committee of three on the Revision and Correction of the Journal, which motion prevailed.

The President appointed as such committee, Senators Greiser, O'Brien and Page.

Senator Raschko moved that the President of the Senate appoint a committee of three to make necessary arrangements for Senate Committee rooms, which motion prevailed.

The President appointed as such committee, Senators Raschko, Blank and Thatcher.

Senator Fowler moved that the President appoint a committee composed of the Lieutenant Governor, Senators Fowler, Stucke, Wog and Nelson of Grand Forks, to act as a Committee on Committees.

Senator Greiser demanded a roll call, which was granted.

ROLL CALL

The question being on the motion of Senator Fowler that the President appoint a committee composed of the Lieutenant Governor, Senators Fowler, Stucke, Wog and Nelson of Grand Forks to act as a Committee on Committees, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Bond	Fowler	Page
Brant	Gronvold	Raschko
Braun	Guenther	Rue
Bridston	Hill	Topp

Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	
Those voting in the negative were:		
Adam	Kamrath	Owings
Beaton	Nelson, Dickey	Solberg
Bilden	Nelson, McKenzie	Streibel
Blank	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Tweten
Isaak		

So the motion prevailed.

Senator Hill moved that the President appoint a committee of three to act with a like committee from the House for the purpose of arranging for a joint session of the two houses, which motion prevailed.

The President appointed as such committee: Senators Hill, Olson of Mountrail and Bridston.

Senator Flatt moved that the President appoint a Committee on Employment composed of Senators Flatt, Kamrath, Braun, Olson of Mountrail and Guenther, which motion prevailed.

Senator Bond moved that the rules of the Twenty-sixth Legislative Assembly be adopted as the temporary rules of the Twenty-seventh Legislative Session, which motion prevailed.

Senator O'Brien moved that a committee of three be appointed by the President to confer with the Board of Administration relative to making arrangements for the necessary stationery and supplies for the Twenty-seventh Session of the Senate, which motion prevailed.

The President appointed as such committee Senators O'Brien, Greiser and Foss.

Senator Stucke moved that the Lieutenant Governor be called upon to make a few remarks to the Senate, which motion prevailed.

Lieutenant Governor Hagen:

"I will not presume to make any kind of a speech but will just say a few words. I appreciate the honor of serving as your presiding officer. I hope we can get along fine together, and handle the business that comes before us in the best possible manner.

We have a lot of great problems before us and I know that you men have thought about these just as hard as anyone else. I hope some solution will be found which will benefit our people. You all know that our farmers are gradually leaving our farms due to many conditions, some of which we have no control over but some of which we can probably remedy. We should find some means where taxes can be taken off property and placed more upon income—something to help our people stay on their farms and something drastic to rehabilitate those who have left their farms and want to get back.

Anything I can do, I am going to be happy to do to help you

gentlemen make as good a record for the State of North Dakota as we possibly can.

I thank you."

Senator Braun moved the nomination of Senator Young as President Pro Tem of the Senate.

ROLL CALL

The roll was called and there were ayes, 46; nays, 1; absent and not voting, 1; pass, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler		

Those voting in the negative were:

Olson, Mountrail

Passing:

Young

Senator Olson of Mountrail: I want to explain my vote. I am going to vote "No," not because I think there is anything wrong with the appointment, but because there are senior members here who should have had it. I vote "No."

There being ayes, 46; nays, 1; absent and not voting, 1; pass, 1, Senator Young was declared elected President Pro Tem.

The Lieutenant Governor administered the oath of office to Senator Young.

Senator Young:

"I wish to thank the Senate for this nice consideration. I don't feel as though I am entitled to it because of years of service but anyway I appreciate it.

I have enjoyed my eight years of work in the Legislature and have found that contrary to public opinion the Legislators are an honest group of men. During the eight years no one has ever broken his word to me.

During this past fall campaign as a campaign manager for Willkie farm votes I contacted all factions and had many dealings with the Leaguers, and not one broke their word to me. Working with them was a pleasure.

I certainly appreciate this honor and thanks again. I will do my best, if called upon, to preside honestly and fairly."

Senator Watt moved that a recess of ten minutes be taken for the purpose of selection of seats, and that the new members remove all papers and personal effects from the desks they

now occupy and retire from the floor while the old members are selecting their seats.

Senator Dahl moved that the President of the Senate appoint a committee of three to act with a like committee from the House for the purpose of conferring with the Board of Administration and the Northwestern Bell Telephone Co. relative to the matter of telephones, which motion prevailed.

The President appointed as such committee the following: Senators Dahl, Beaton and Bilden.

The next order of business will be the report of any select committees who may be ready to report.

Senator Isaak reported that the committee appointed to notify the Governor that the Senate is ready to receive any messages, had completed their duties and asked to be discharged, which request was granted.

Senator Watt reported that the committee appointed to notify the House that the Senate is ready to transact business had completed their duties and asked to be discharged, which request was granted.

Senator Brunsdale moved that the President appoint a committee of three to prepare suitable resolutions relative to the death of Senator Leum and Senator Lemke, which motion prevailed.

The President appointed as such committee, Senators Brunsdale, Fowler and Feton.

A committee from the House was received and informed the Senate that the House was now organized and ready to do business.

Senator Brant moved that the Senate recess until 1:00 p. m. on January 8th, which motion prevailed.

W. J. TROUT,
Secretary.

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 8, 1941.

The Senate convened at 1:00 p. m., pursuant to recess taken, the President presiding.

Roll Call: All Senators present, except Bond, Nelson, Solberg and Lemke.

REPORT OF SELECT COMMITTEES

The select Committee on Committees made the following report:

Mr. President:

Your select Committee on Committees beg leave to report as follows:

That Senators Watt, Streibel and Bond shall constitute the Committee on Mileage and Per Diem.

Respectfully submitted,
 OSCAR HAGEN,
 Lieutenant Governor,
 A. W. FOWLER,
 GUST WOG,
 E. C. STUCKE,
 N. N. NELSON.

Senator Fowler moved the adoption of the report, which motion prevailed.

Mr. President:

Your select Committee on Committees beg leave to report that the Committee on Rules shall consist of Senators Thatcher (Chairman), Brunsdale, Owings, Aandahl and Page.

Respectfully submitted,
 OSCAR HAGEN,
 Lieutenant Governor,
 A. W. FOWLER,
 GUST WOG,
 E. C. STUCKE,
 N. N. NELSON.

Senator Fowler moved the adoption of the foregoing report, which motion prevailed.

Mr. President:

Your select Committee on Committees beg leave to report that the Committee on Printing shall consist of Senators

Greiser (Chairman), Morgan of Walsh, Beaton, O'Brien, Thatcher, Bond and Troxel.

Respectfully submitted,
 OSCAR HAGEN,
 Lieutenant Governor,
 A. W. FOWLER,
 GUST WOG,
 E. C. STUCKE,
 N. N. NELSON.

Senator Fowler moved the adoption of the foregoing report, which motion prevailed.

Senator Fowler moved that the Committee on Printing, in addition to its other duties, confer with a like committee from the House, relative to the printing of the journal and calendar of both House and Senate, which motion prevailed.

The President announced that the Senate would be on the ninth order of business.

SENATE JOINT RESOLUTION NO. 1

Introduced by Senators Stucke, Fowler, Greiser, Young, Owings and Nelson of Grand Forks.

WHEREAS, the main source of income and production of the State of North Dakota is from agriculture and agricultural products and our state should in all fairness and propriety be represented on the Committee on Agriculture of the House of Representatives in Congress,

NOW THEREFORE be it Resolved by the Legislative Assembly of the State of North Dakota now in session that we request that North Dakota be given a place upon said Committee on Agriculture and that we endorse Congressman Charles R. Robertson for appointment to a place on said committee.

Senator Fowler moved the adoption of the Resolution, which motion prevailed.

Senator Fowler moved that Resolution No. 1 be messaged to the House as soon as possible, which motion prevailed.

Senator Flatt moved the nomination of the following employees:

Dominick Goetz, Doorkeeper.
 Joe H. Lefor, Balcony Doorkeeper.
 M. D. Keeney, Janitor.
 Conrad Peterson, Janitor.
 Edna Nelson, Stenographer.
 Phyllis Meiss, Stenographer.
 Agnes Skarpsono, Stenographer.
 Geneva Tweten, Stenographer.
 Dorothy Lundy, Steographer.
 Ray Anderson, Watchman.
 Ida Ellefson, Enrolling and Engrossing Clerk.
 L. F. Lesmeister, Assistant Sergeant-at-Arms.
 Emil Strand, Sergeant-at-Arms.
 Joe Blaisdell, Assistant Secretary.
 Dwight Kamrath, Assistant Mailing Clerk.
 Nels Johnson, Postmaster.
 S. B. Salverson, Chief Mail Clerk.
 J. O. Bergheim, Proofreader.
 C. C. Morrison, Assistant Proofreader (Calendar).
 Clarence Anderson, Page.

John Koehn, Page.
 Ruben Olson, Page.
 Harold Burua, Chart Room Clerk.
 Idar Rimestad, Bill Clerk.
 Harry Hoffman.
 R. Thompson.
 Bernhardt Allmaras.
 Roland Weiss, Second Assistant Secretary.
 E. M. Willoughby, Cloak Room Attendant.
 Wally Barton, Telephone.
 Gilbert Lee, Janitor.
 Which motion prevailed.

And the above named employees were declared elected to their respective positions, and the Lieutenant Governor administered the oath of office to all said employees.

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT,
 Secretary.

SECOND DAY

Bismarck, January 8, 1941.

The Senate convened at 2:00 p. m., the President presiding.
 Prayer by the Chaplain, Rev. Opie S. Rindahl.
 Roll Call: All Senators present except one.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the First day and recommends that the same be corrected as follows:

In the 9th line from the bottom, change "1941" to "1940."
 Line 3, page 8, leave out the "a" in the word "thank."

And when so corrected recommends that the same be approved.

ROB. GREISER,
 Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hill informed the Senate that the Committee to confer with a like Committee from the House to arrange for a joint session had completed its work and asked that the Committee be discharged, which motion prevailed.

MESSAGE TO THE HOUSE

Bismarck, January 8, 1941.

Mr. Speaker: I have the honor to transmit:

JOINT RESOLUTION NO. 1

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

W. J. TROUT,
 Secretary.

A messenger from the House announced the House is now ready to receive the Senate in joint session.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT,
 Secretary.

THIRD DAY

Bismarck, January 9, 1941.

The Senate convened at 2:00 p.m., the President presiding.
Prayer by the Chaplain, Rev. Opie S. Rindahl.

Roll Call: All Senators present except O'Brien and Topp.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the First day after recess and the second day and recommends that the same be corrected as follows:

After line 9, page 13, insert the names: Wally Barton, Telephone; E. W. Willoughby, Cloak Room Attendant; Gilbert Lee, Janitor.

And when so corrected recommends that the same be approved.

ROB. GREISER, Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Flatt moved the nomination of the following employees: Charles Ufer, Assistant Mailing Clerk; Andrew Meland, Janitor; Charlie Wollitz, Assistant Bill Clerk; E. M. Nething, Doorkeeper; Anton Larson, Committee Room Attendant; I. A. Smith, Committee Clerk; Arlan Stair, Committee Clerk, which motion prevailed.

And the above named employees were declared elected to their respective positions, and the Lieutenant Governor administered the oath of office to all said employees.

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Rules makes the following report:

That the rules of the 26th Session of the Senate be adopted with the following changes:

2. The regular sessions of the Senate shall begin at 2:00 o'clock P. M., and if a quorum be present the presiding officer will then proceed with the regular order of business.

8. If any member transgresses the rules of the Senate, the presiding officer shall call him to order, and when a member shall be called to order by the President he shall sit down, and shall not proceed without permission.

10-11. Titles to No. 10 and 11 should be reversed.

Section 16 shall read:

• The Senate shall appoint the following committees: A Committee on Committees, to consist of three or more members, of which the President of the Senate shall be the chairman.

- On judiciary, to consist of seventeen members.
- On education, to consist of eleven members.
- On elections, to consist of nine members.
- On appropriations, to consist of seventeen members.
- On railroads, to consist of nine members.
- On state affairs, to consist of seventeen members.
- On public lands, to consist of seven members.
- On ways and means, to consist of nine members.
- On agriculture, and livestock, to consist of fifteen members.
- On warehousing, grain and grain grading, to consist of eleven members.
- On counties, to consist of seven members.
- On engrossment and enrollment, to consist of five members.
- On banks and banking, to consist of eleven members.
- On corporations, to consist of fifteen members.
- On military and Indian affairs, to consist of nine members.
- On immigration and statistics, to consist of seven members.
- On federal relations, to consist of seven members.
- On insurance, to consist of eleven members.
- On public printing, to consist of five members.
- On public health, to consist of seven members.
- On public safety, to consist of seven members.
- On temperance, to consist of eleven members.
- On mines and minerals, to consist of nine members.
- On rules, to consist of five members.
- On highways, bridges and ferries, to consist of eleven members.
- On irrigation and drainage, to consist of nine members.
- On apportionment, to consist of twenty-three members.
- On welfare, to consist of nine members.
- On game and fish, to consist of eleven members.
- On taxes and tax laws, to consist of fifteen members.
- On revision and correction of the Journal, to consist of three members.

WILLIAM A. THATCHER
 FRED G. AANDAHL
 R. A. OWINGS
 FRANKLIN PAGE

Senator Thatcher moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President:

Your Committee on Selecting Senate Committee Rooms begs leave to report that we have selected the following Senate committee rooms:

- G-1: State Affairs, Tax and Tax Laws, Apportionment.
- 207: Banks and Banking, Agriculture, Corporations, Railroads.
- 206: Elections, Ways and Means, Military and Indian Affairs, Judiciary.
- 205: Public Health, Public Safety, Temperance, Highways and Bridges.
- 204: Insurance, Immigration and Statistics, Warehousing and Grain and Grain Grading.

203: Education, Mines and Minerals, Women's and Children's Welfare.

202: Public Lands, Public Printing, Irrigation.

102: Engrossing and Enrolling, Revision and Correction of the Journal.

201: Game and Fish and Rules Committee.

Respectfully submitted,
M. J. RASCHKO
WILLIAM A. THATCHER
PHILIP W. BLANK

MESSAGE FROM THE HOUSE

Bismarck, January 8, 1941

Mr. President:

I have the honor to inform you that the House has adopted Senate Joint Resolution No. 1, and returns same herewith.

Very respectfully,

C. R. VERRY, Chief Clerk.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FOURTH DAY

Bismarck, January 10, 1941.

The Senate convened at 2:00 p.m., the President presiding.

Prayer by the Chaplain, Rev. Opie S. Rindahl.

Roll Call: All Senators present except Aandahl, Bond, Dahl, Foss, Olson of McHenry, Thatcher.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

PETITIONS AND COMMUNICATIONS

The Secretary read a communication from Gilbert N. Nelson Post of Veterans of Foreign Wars regarding their regular meetings.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Third Day and recommends that the same be corrected as follows:

Line 16, page 15, strike out the initial "G."

And when so corrected recommends that the same be approved.

ROB. GREISER, Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

SENATE JOINT RESOLUTION NO. 1

And find the same correctly enrolled.

WALTER BOND, Chairman.

Senator Troxel moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Mileage and Per Diem presents the following report:

District	NAME AND ADDRESS	N. P.	G. N.	Soo	Milw.	Car	Bus	TOTAL
1.	Franklin Page, Hamilton.....						708	708
2.	Walter Troxel, Berthold.....		44	380		8		432
3.	Harry O'Brien, Park River....	388	274					662
4.	Rilie Morgan, Grafton.....	388	231					619
5.	Oliver Bilden, Northwood.....	388	152					540
6.	N. N. Nelson, Emerado.....	388	158			26		572
7.	J. B. Bridston, Grand Forks....	388	158					546
8.	C. N. Brunsdale, Mayville.....	388	112					500
9.	A. W. Fowler, Fargo.....	388						388
10.	Frank Beaton, Fargo.....	388				14		402
11.	Wm. Watt, Leonard.....	446				14		460
12.	Wm. Braun, Wahpeton.....	388	90					478
13.	A. N. Lavik, Milnor.....	408				4		412
14.	J. L. Flatt, Sheldon.....	472				6		478
15.	P. L. Foss, Valley City.....					272		272
16.	C. P. Dahl, Jessie.....	368						368
17.	R. R. Lofthus, McVile.....	388	226			6		620
18.	Ed. A. Hill, Wales.....	388	394			16		798
19.	H. Guenther, Rolla.....		368	380				748
20.	G. Tweten, Oberon.....	362	3					365
21.	G. F. Drew, Devils Lake.....		236	380				616
22.	J. J. Kehoe, Cando.....					456		456
23.	G. I. Feton, Jamestown.....	204						204
24.	Milton Young, Berlin.....	342						342
25.	John G. Nelson, Fullerton.....					54	354	408
26.	E. H. Brant, Linton.....					128		128
27.	Milton Rue, Bismarck.....							
28.	Wm. Thatcher, Bottineau.....		198	380				578
29.	Walter Bond, Minot.....			380				380
30.	P. W. Blank, Mandan.....					12		12
31.	M. J. Raschko, Dickinson.....	230						230
32.	Otto Topp, Grace City.....	324	36					360
33.	R. M. Streibel, Fessenden.....	272		186		18		476
34.	Martin Olson, Butte.....			246				246
35.	John J. Adam, Anamoose.....			280		16		296
36.	Robert Greiser, Wishek.....					200		200
37.	H. R. Morgan, Walcott.....	388				80		468
38.	Fred Aandahl, Litchville.....	272				50		322
39.	Gust Wog, Belfield.....	270				36		306
40.	R. A. Owings, Lignite.....		110	380		18		508
41.	Hjalmar Nelson, Schafer.....		660					660
42.	F. T. Gronvold, Rugby.....		122	380				502
43.	Albert Nelson, Glenburn.....		80	340				420
44.	Axel Olson, Parshall.....					300		300
45.	Iver Solberg, Ray.....					534		534
46.	E. C. Stucke, Garrison.....			146				146
47.	Wm. Kamrath, Leith.....	206				10		216
48.	Gottlieb Isaak, Dodge.....	200				14		214
49.	Chas. Ginter, Hettinger.....	268			410	8		686

WM. WATT
 R. M. STREIBEL
 WALTER R. BOND

Senator Watt moved that the report of the Committee on Mileage and Per Diem be printed in the Journal and legislative

action be deferred until Monday, January 13th, which motion prevailed.

Senator Raschko moved that the Committee on Selecting Committee Rooms be discharged, as their duties have been completed, which motion prevailed.

Senator Watt moved that the Senate do now recess for ten minutes, which motion prevailed.

The Senate re-convened at the conclusion of the ten minute recess.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

SENATE JOINT RESOLUTION NO. 1

And the President signed the same in the presence of the Senate.

Senator Fowler moved that after the introduction, first reading and reference of Senate Bills, the Senate recess until Monday, January 13th, at one P.M., which motion prevailed.

The President announced that the Senate would return to the seventh order of business.

FIRST READING OF SENATE BILLS

Introduced by Committee on Appropriations:

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Introduced by Committee on Appropriations:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Introduced by Committee on Appropriations:

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Introduced by Committee on Appropriations:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Introduced by Committee on Appropriations:

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Introduced by Committee on Appropriations:

Senate Bill No. 6. 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 Coal Mine Safety Work.

Introduced by Committee on Appropriations:

Senate Bill No. 7. 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.

Introduced by Committee on Appropriations:

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduced by Committee on Appropriations:

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduced by Committee on Appropriations:

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduced by Committee on Appropriations:

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduced by Committee on Appropriations:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduced by Committee on Appropriations:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Introduced by Committee on Appropriations:

Senate Bill No. 14. 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.

Introduced by Committee on Appropriations:

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Introduced by Committee on Appropriations:

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Introduced by Committee on Appropriations:

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Introduced by Committee on Appropriations:

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Introduced by Committee on Appropriations:

Senate Bill No. 19. 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.

Introduced by Committee on Appropriations:

Senate 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.

Introduced by Committee on Appropriations:

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

Introduced by Committee on Appropriations:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Introduced by Committee on Appropriations:

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Introduced by Committee on Appropriations:

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Introduced by Committee on Appropriations:

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Introduced by Committee on Appropriations:

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Introduced by Committee on Appropriations:

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Introduced by Committee on Appropriations:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Introduced by Committee on Appropriations:

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Introduced by Committee on Appropriations:

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Introduced by Committee on Appropriations:

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Introduced by Committee on Appropriations:

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Introduced by Committee on Appropriations:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Introduced by Committee on Appropriations:

Senate Bill No. 34. 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.

Introduced by Committee on Appropriations:

Senate Bill No. 35. 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.

Introduced by Committee on Appropriations:

Senate Bill No. 36. 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.

Introduced by Committee on Appropriations:

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Introduced by Committee on Appropriations:

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Were read the first time and referred to the Committee on Appropriations.

Introduced by Senator Guenther:

Senate Bill No. 39. A Bill for an Act to Validate Certain

Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

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

The Senate now stood recessed until Monday, January 13th, at one P.M., pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FOURTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 13, 1941.

The Senate re-convened at 1:00 P. M., pursuant to recess taken on Friday, January 10, the President presiding.

The President announced that the Senate would be on the Fourth Order of Business.

PETITIONS AND COMMUNICATIONS

A communication was read from the Board of County Commissioners of Steele county opposing any change in the law governing regulation of motor vehicles used for transporting goods on highways for hire with respect to weights, height or length.

Moved by Senator Fowler that the communication be referred to the Committee on Highways, which motion prevailed.

REPORT ON SELECT COMMITTEE ON COMMITTEES

Mr. President: Your Select Committee on Committees hereby reports as follows:

That the Senators named in the hereto attached lists be selected and appointed to serve upon and to constitute the membership of the standing committees of the Senate as named in said attached lists.

AGRICULTURE AND LIVESTOCK: Lavik (chairman), Flatt, Hill, Topp, Troxel, Beaton, Tweten, Drew, Olson of McHenry, Watt, Solberg, Nelson of Renville, Brunsdale, Ginter, Nelson of McKenzie.

APPROPRIATIONS: Watt (chairman), Young, Stucke, Nelson of Grand Forks, Aandahl, Thatcher, Braun, Streibel, Morgan of Walsh, Bond, Brunsdale, Brant, Guenther, Dahl, Rue, Raschko, Nelson of Dickey.

APPORTIONMENT: Kamrath (chairman), Wog, Beaton, Raschko, Nelson of McKenzie, Morgan of Walsh, Stucke, Hill, Troxel, Braun, Blank, Fowler, Owings, Topp, Drew, Greiser, Brunsdale, Page, Nelson of Renville, Olson of Mountrail, Foss, Bond, Bridston.

BANKS AND BANKING: Raschko (chairman), Page, Thatcher, Fowler, Blank, Nelson of Grand Forks, Lavik, Guenther, Nelson of McKenzie, Kamrath, Bond.

CORPORATIONS: Morgan of Walsh (chairman), Kam-

rath, Foss, Brunsdale, Streibel, Guenther, Rue, Braun, Raschko, Feton, Blank, Bilden, Bond, Stucke, Greiser.

COUNTIES: Brant (chairman), Braun, Blank, Feton, Wog, Tweten, Isaak.

EDUCATION: Aandahl (chairman), Drew, Bridston, Lavik, Morgan of Walsh, Feton, Owings, Streibel, Beaton, Nelson of McKenzie, Solberg.

ELECTIONS: Gronvold (chairman), Thatcher, O'Brien, Dahl, Topp, Tweten, Ginter, Nelson of Renville, Kehoe.

ENROLLED AND ENGROSSED BILLS: Bond (chairman), Bilden, Beaton, Troxel, Morgan of Richland.

FEDERAL RELATIONS: Morgan of Richland (chairman), Olson of McHenry, Lavik, Troxel, Adam, Nelson of Dickey, Hill.

GAME AND FISH: Guenther (chairman), Hill, Blank, Braun, Morgan of Richland, Lofthus, Young, Nelson of Renville, Bridston, Greiser, Olson of McHenry.

HIGHWAYS: Wog (chairman), Stucke, Braun, Dahl, Thatcher, Streibel, Solberg, Page, Nelson of Grand Forks, Owings, O'Brien.

IMMIGRATION AND STATISTICS: Isaak (chairman), Guenther, Bilden, Brant, Dahl, Olson of Mountrail, Nelson of Dickey.

INSURANCE: Brunsdale (chairman), Blank, Guenther, Thatcher, Page, Nelson of Dickey, Bridston, Bond, Adam, Lofthus, Young.

IRRIGATION AND DRAINAGE: Olson of Mountrail (chairman), Gronvold, Nelson of Grand Forks, Ginter, Troxel, Nelson of McKenzie, Morgan of Richland, Solberg, Rue.

JUDICIARY: Braun (chairman), Fowler, Thatcher, Stucke, Flatt, Topp, Morgan of Walsh, Page, Tweten, Hill, Bilden, O'Brien, Beaton, Foss, Morgan of Richland, Lofthus, Kehoe.

MILITARY AND INDIAN AFFAIRS: Rue (chairman), Tweten, Flatt, Kamrath, Stucke, Bridston, O'Brien, Ginter, Nelson of Renville.

MINES AND MINERALS: Owings (chairman), Raschko, Olson of Mountrail, Dahl, Wog, Isaak, Kehoe, Olson of McHenry, Morgan of Richland.

PUBLIC HEALTH: Stucke (chairman), Drew, Beaton, Foss, Gronvold, Morgan of Walsh, Nelson of Dickey, Olson of McHenry, Guenther.

PUBLIC LANDS: Tweten (chairman), Kamrath, Topp, Adam, Olson of McHenry, Dahl, Kehoe.

PRINTING: Greiser (chairman), Morgan of Walsh, Beaton, O'Brien, Thatcher, Bond, Troxel.

PUBLIC SAFETY: Dahl (chairman), Topp, Bilden, Flatt, Raschko, Nelson of Renville, Foss, Lofthus, Kehoe.

PUBLIC WELFARE: Drew (chairman), Brant, Morgan of Walsh, Stucke, Fowler, Streibel, Rue, Page, Blank.

RAILROADS: Blank (chairman), Gronvold, Lofthus, Streibel, Wog, Rue, Feton, Morgan of Richland, Solberg.

REVISION AND CORRECTION OF JOURNAL: Feton (chairman), Nelson of McKenzie, Kehoe.

STATE AFFAIRS: Bridston (chairman), Young, Fowler, Wog, Nelson of Grand Forks, Olson of Mountrail, Drew, Watt, Greiser, Morgan of Walsh, Brunsdale, Bond, Owings, Flatt, Rue, Streibel, Lavik.

TAX AND TAX LAWS: Fowler (chairman), Wog, Aandahl, Young, Blank, Brant, Tweten, Brunsdale, Feton, Isaak, Olson of Mountrail, Solberg, Drew, Raschko, Greiser.

TEMPERANCE: Nelson of Grand Forks (chairman), Dahl, Topp, Lavik, Troxel, Owings, Kamrath, Flatt, Braun, Hill, Adam.

WAREHOUSE AND GRAIN GRADING: Streibel (chairman), Watt, Lavik, Nelson of Grand Forks, Ginter, Solberg, Lofthus, Tweten, Beaton, Feton, Drew.

WAYS AND MEANS: Hill (chairman), Morgan of Walsh, Aandahl, O'Brien, Flatt, Ginter, Kehoe, Foss, Brant.

DELAYED BILLS: Page (chairman), Gronvold, Fowler, Owings, Nelson of Dickey.

RULES: Thatcher (chairman), Aandahl, Owings, Brunsdale, Page.

OSCAR HAGEN,
Lieutenant Governor.
A. W. FOWLER
N. N. NELSON
GUST WOG
E. C. STUCKE.

Senator Fowler moved the adoption of the report, which motion prevailed.

Senator Flatt moved the nomination of the following employees:

John Hove, Bill Room Clerk.
Gust Skaley, Janitor.
Hannah B. Haaland, Chart Room Assistant.

Which motion prevailed, and the above named employees were declared elected, and were sworn in by the Lieutenant Governor.

Senator Owings moved that the Senate do now adjourn, which motion prevailed.

SEVENTH DAY

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Walter Vater.

Roll Call: All Senators present except Bilden, Thatcher, Young. Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day and recommends that the same be corrected as follows:

In the date line, change the numeral 9 to 10.

And when so corrected recommends that the same be approved.

ROB. GREISER, Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary of the Senate read the following communication from the office of the Secretary of State:

DEPARTMENT OF STATE

Bismarck, North Dakota

January 13, 1941.

Secretary of the Senate
Twenty-seventh Legislative Assembly
Bismarck, North Dakota.

Dear Sir:

I hereby certify that according to the records of my office J. J. Kehoe has been duly elected as a Member of the Senate to fill the vacancy in the Twenty-second Legislative District caused by the death of B. W. Lemke.

Yours very truly,

HERMAN THORSON, Secretary of State.

The President announced that the Senate would be on the Fourteenth Order of Business for the purpose of swearing in J. J. Kehoe of Towner county, the Twenty-second legislative district; and Senator-elect Kehoe was sworn in by the Lieutenant Governor.

FIRST READING OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Tax and Tax Laws introduced:

Senate Concurrent Resolution A. A Resolution Pertaining to Relief and Debt Survey Commission and Their Continued Duties During the Present Legislative Session.

Was read the first time and referred to the Committee on Tax and Tax Laws.

SENATE MEMORIAL RESOLUTION NO. A

Introduced by Senators Nelson of Grand Forks, Fowler and Stucke.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

WHEREAS, George Young, an old time resident and respected citizen of LaMoure, North Dakota, and an uncle of Senator M. R. Young of LaMoure County, has been called by death;

THEREFORE, BE IT RESOLVED, That this Senate express its deep sympathy to Senator Young and to the other members of the family, and that a copy of this resolution be delivered by the Secretary of the Senate to Senator Young.

Senator Nelson moved the adoption of this resolution, which motion prevailed.

Senator Watt requested that the report of the Committee on Mileage and Per Diem be held over one more legislative day to make needed changes, which request was granted.

Senator Fowler moved that there be eight copies made of all bills and resolutions that require the signature of the Governor, which motion prevailed.

Senator Watt moved that a committee be appointed to bring former Lieutenant Governor Patterson to the rostrum, which motion carried, and the Chair appointed Senators Watt and Greiser.

The President announced that the Senate would return to the Fifth Order of Business.

REPORT OF THE JOINT COMMITTEE ON PRINTING

Mr. President: Your Committee on Public Printing, meeting with a like committee in the House to determine the form of the Journal and daily calendar on the number of daily Journals, Calendars, and Bills to be printed and on other matters relating to legislative printing reports as follows:

We recommend the printing of 2,500 copies of the Journal of each day's proceedings of each house and that in addition thereto, there be placed on the mailing list, all state institutions, public libraries, the State Historical Society, all state's attorneys, county auditors, two copies to the University Law School, the auditor of each incorporated city, the president of the village council of each incorporated village, any newspaper published in the state, and by request in writing, any township clerk, high school, consolidated rural school, secretary of labor club, farmer's club, commercial club or women's club within the state may be placed on the mailing list; that all bills and journals authorized by this resolution to be printed shall be delivered by the printer to the Secretary of the Publication and Printing Commission who shall receipt therefore to the printer; that there be printed 750 copies of the House and Senate Bills unless otherwise ordered by the House in which a bill is introduced; that 500 copies of the Daily Journal be punched, that 500 copies of the Daily Calendar be printed; that 325 copies of the Permanent Journal be printed; that no resolutions except resolutions amending the constitution or concurrent resolutions be published in the Journal of either house except on order of the house in which the resolution originated; that 10,000 letterheads and 10,000 number ten envelopes be printed for the Senate; that 20,000 letterheads and 20,000 number ten envelopes be printed for the House; that the form of the Journal be the same as was adopted for the 1939 session.

(Signed) ROB. GREISER, Chairman of
Senate Printing Committee

Representatives:

C. P. OLSON

C. G. KEE

M. T. LILLEHAUGEN

Senator Greiser moved that the report of the Committee on Printing be printed in the Journal and action deferred one legislative day, which motion prevailed.

Senator Dahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

EIGHTH DAY

Bismarck, January 14, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Walter Vater.

Roll Call: All Senators present except Bilden, Thatcher and Young.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day after recess and the Seventh Day and recommends that the same be corrected as follows:

Page 27, third line from the bottom, change "Isaak" to "Blank."

Page 29, line 7, add the names "Solberg, Drew, Raschko, Greiser."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

OFFICES OF MINORITY LEADER

House of Representatives

Washington, D. C.

January 11, 1941.

Mr. W. J. Trout
Secretary of Senate
Bismarck, North Dakota

Dear Mr. Trout:

I have your telegram endorsing Hon. Charles R. Robertson for the Committee on Agriculture and thank you for the same.

I appreciate getting your views and will present them to the meeting of the Republican Committee on Committees that will determine the three additional Members to be added to the Committee. I appreciate the agricultural interests of North Dakota. That was the purpose which prompted us to put

Congressman Lemke on the Committee last year, notwithstanding the position was sought by other States, notably Nebraska, Indiana and California.

I know the fine ability of Congressman Robertson and you can rest assured we are going to give him every possible consideration.

With kind regards, I am,

Sincerely yours,

JOSEPH W. MARTIN, JR.

Senator Fowler moved that all communications be read by title and a synopsis only be given by the Secretary of the Senate, and after reference by the presiding officer, be so printed in the journal, which motion carried.

A communication received by Senator Nelson of McKenzie from a number of stockmen of McKenzie county approving the legislative program of the North Dakota Stockmen's Association, was read and referred to the Committee on Livestock.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SENATE RESOLUTION NO. A

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Concurrent Resolution No. A have had the same under consideration and recommend that the same be amended as follows:

In line 27 of the original bill strike out everything after the word "that" and insert in lieu thereof the following language:

"none of the Members of such Commission shall receive any compensation for serving on the Commission during this session of the Legislature."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 40 have had the same under consideration and recommend that the same be amended as follows:

In line two of the original bill strike out the figures "249" and insert in lieu thereof the figures "234."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report of the Committee on Tax and Tax Laws on Senate Bill No. 40 be printed in the Journal and further action deferred one legislative day, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Page, Blank, Lavik and Raschko introduced:

Senate Bill No. 41. A Bill for an Act to Divide the State of North Dakota into Two (2) Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Was read the first time and referred to the Committee on Apportionment.

Senators Bridston, Brant, Wog, Fowler, Morgan of Walsh and Dahl introduced:

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 909a1 of the 1925 Supplement to the Compiled Laws of 1913, Being Section 1 of Chapter 117 of the Session Laws for the Year 1919 So As to Provide for a No-party Nomination and Election of All Elective State and County Officers and Members of the Legislative Assembly.

Was read the first time and referred to the Committee on Elections.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Gronvold and Nelson of Grand Forks introduced:

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Judiciary introduced:

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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 first time and referred to the Committee on Judiciary.

Senator Fowler moved that a Special Committee of Five be appointed by the Presiding Officer to be known as the Committee on Introduction of Bills; that all bills and resolutions introduced by individual senators and requiring the signature of the Governor shall be submitted to said committee for

consideration, and approval before being introduced and received by the Senate to the end that duplications in bills and the introduction of unnecessary bills and resolutions may be reduced to a minimum, which motion prevailed.

The Chair appointed as such committee Senators Fowler, Owings, Brunsdale, Thatcher and Kehoe.

Senator Watt moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Line 22 of printed report, the name of J. J. Kehoe be inserted, and by car, 456 miles.

Line 36, report of Robert Greiser, show by car, 200 miles instead of 100 miles, which motion prevailed.

Senator Watt moved that the Report of the Committee on Mileage and Per Diem as amended be adopted by roll call, which motion prevailed.

ROLL CALL

The question being on the report of the Committee on Mileage and Per Diem as amended, the roll was called and there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Rue
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter		

Absent and not voting:

Bilden	Thatcher	Young
--------	----------	-------

So the report of the Committee on Mileage and Per Diem as amended was adopted.

Senator Gronvold moved that the report of the Committee on Public Printing as printed in the Journal for the Seventh Day, be amended as follows: That 4000 copies of the Daily Journal be printed, instead of 2500.

Senator Page made a substitute motion that the report of the Committee on Public Printing be referred back to the committee for further consideration, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

SENATE MEMORIAL RESOLUTION "A"

And the President signed the same in the presence of the Senate.

Senator Watt asked permission to return to the Eighth Order of Business.

Senator Watt moved that the Appropriations Committee be authorized to hire a room down town at \$45 per month for the benefit of said committee.

ROLL CALL

The question being on hiring a room down town for the Appropriations Committee, the roll was called and there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Rue
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter		

Absent and not voting:

Bilden	Thatcher	Young
--------	----------	-------

So the motion of Senator Watt to hire a room for the Appropriations Committee, prevailed.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

NINTH DAY

Bismarck, January 15, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. William Lemke.

Roll Call: All Senators present except Bilden and Fowler.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighth day and recommends that the same be corrected as follows:

Page 36, line 9, change "J. Kehoe" to read "J. J. Kehoe."

Line 11, change "Rob." to "Robert."

And the roll call on page 37, show Lavik as present and voting aye.

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following communication from Governor John Moses was read by the Secretary and referred to the Committee on State Affairs, by the President.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

January 14, 1941.

To the President and Members of the Senate
Twenty-seventh Legislative Assembly,
Bismarck, North Dakota.

Gentlemen:

Pursuant to the mandate of the constitutional provision adopted at the June, 1938 Primary Election, the Selecting Committee, consisting of the Chief Justice of the Supreme Court, the Superintendent of Public Instruction, and the President of the North Dakota Educational Association has submitted to me three names for consideration in appointing a member of the State Board of Higher Education, for a term of seven years, commencing July 1, 1940, and expiring June 30, 1947, and to fill the expired term of the Honorable P. J. Murphy of Grafton.

From such list, and pursuant to such constitutional provision, I hereby appoint the following as a member of such board, to hold office from and after the first day of July, 1940, and for a term of seven years, expiring June 30, 1947:

The Honorable P. J. Murphy, Grafton, North Dakota, to succeed himself as a member of such board.

This appointment is submitted for your consideration, pursuant to the constitutional provision hereinbefore referred to, and I respectfully ask your consent and approval thereof.

Respectfully submitted,

JOHN MOSES,

Governor.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

SENATE JOINT RESOLUTION NO. 1

Also,

SENATE MEMORIAL RESOLUTION "A"

Were delivered to the Secretary of State for his approval at the hour of 4:00 o'clock P. M., January 14, 1941.

WALTER R. BOND, Chairman.

Senator Flatt moved the nomination of the following employees:

J. C. Goll, Assistant Bill Room Clerk,

Marie Brooks, Clerk,

Which motion prevailed, and the above named employees were declared elected.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

FIRST READING OF SENATE MEMORIAL
RESOLUTIONS

SENATE MEMORIAL RESOLUTION NO. B

Introduced by Senator Streibel:

WHEREAS, our late associate, Senator Wesley Matthaei of Wells County, long a prominent member of this body and an outstanding citizen of this State was called by death since the last Legislative Assembly met.

THEREFORE, Be it Resolved, that this Senate express its deep sympathy to his brother Doctor D. W. Matthaei and to other relatives, and that a copy of this Resolution be sent by the Secretary of the Senate to Doctor D. W. Matthaei at Fessenden, North Dakota.

Senator Watt moved that the above resolution be adopted by a rising vote, which motion prevailed and the resolution was adopted.

SENATE MEMORIAL RESOLUTION NO. C

Introduced by William J. Braun, Senator, 12th District and H. R. Morgan, Senator, 37th District:

WHEREAS, the late Henry Field of the 12th Legislative District was called to his eternal reward on January 10 and, he represented said Legislative District for one (1) term as a member of the Senate, and during all his public service and

during his life, as a private citizen, his was a splendid example of integrity, loyalty, conscientious endeavor, and good citizenship and,

WHEREAS, in his passing, North Dakota has lost a true friend, a leader in the preservation of sound, liberal government, honestly administered, a man whose desire and interest was the furtherance of all good and worthy causes for the betterment of the State, his local community, and his fellowmen:

THEREFORE, BE IT RESOLVED, by the Senate that we do hereby express our heartfelt appreciation of the loyal service of our distinguished citizen, the late Henry Field, and that we further express the keen sorrow which we feel because of his passing; and,

BE IT FURTHER RESOLVED, that this resolution be printed in the Journal and that an engrossed copy be forwarded by the Secretary of the Senate to his wife, Mrs. Henry Field of Wahpeton, North Dakota.

Senator Watt moved that the above resolution be adopted by a rising vote, which motion prevailed and the resolution was adopted.

FIRST READING OF SENATE BILLS

Senators Hill and Lavik introduced:

Senate Bill No. 46. A Bill for an Act to Amend Section 3787 of the Compiled Laws of North Dakota for 1913 Prescribing Qualifications of Officers Under the Commission Form of City Government.

Was read the first time and referred to the Committee on Corporations.

Senator Ginter introduced by request:

Senate Bill No. 47. A Bill for an Act Providing for the Retirement of Supreme and District Court Judges and Providing for Adjusted Compensation for Said Judges Retiring Thereunder.

Was read the first time and referred to the Committee on Judiciary.

SECOND READING OF SENATE BILLS AND RESOLUTIONS

SENATE CONCURRENT RESOLUTION A

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Blank	Kamrath	Raschko
Brant	Kehoe	Rue
Braun	Lavik	Solberg
Bridston	Lofthus	Streibel
Brunsdale	Morgan, Richland	Stucke
Dahl	Morgan, Walsh	Thatcher
Drew	Nelson, Dickey	Topp
Feton	Nelson, Grand Fks.	Troxel

Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	Young
Gronvold		

Those voting in the negative were:

Bond

Absent and not voting:

Bilden Fowler

So the resolution was adopted.

Senator Aandahl moved that further action on Senate Bill No. 40 be deferred one legislative day, which motion prevailed.

Senator Bridston moved that the stationery for the Senate be printed with the names of the Senators and desk force.

Senator Watt made a substitute motion that the only names on the stationery be the names of the Lieutenant Governor, the Sergeant-at-Arms, the Secretary and President pro tem, which motion was lost.

Senator Drew made a substitute motion that one half be printed with the names of the Senators and one half with only the names of the Lieutenant Governor, the Sergeant-at-Arms, the Secretary and President pro tem, which motion was lost.

Senator Dahl made a substitute motion that the stationery for the Senate be printed the same as last year with the addition of the Sergeant-at-Arms, which motion prevailed.

Senator Thatcher moved that the Standing Committee on Rules for the Senate be given authority to act with a joint committee from the House for consideration of rules, which motion prevailed.

Senator Isaak moved that the President appoint a committee of three to make arrangements for photographs of the Senators, which motion prevailed.

The President appointed as such committee: Senators Isaak, Lofthus and Streibel.

Senator Young requested that the Senate be on the Fourteenth Order of Business, which request was granted.

Senator Young: "Mr. President: I want to thank the Senate body, on behalf of myself and my family, for the nice Resolution which was passed here yesterday. I cannot think of any happier and better way of spending my life than in the atmosphere of kindness, sincerity and integrity which prevails here in the Senate."

Senator Streibel requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Streibel moved that the remarks of Senator Young be recorded in the Journal, which motion prevailed.

The President announced that the Senate would be on the Fourteenth Order of Business for the purpose of swearing in J. C. Goll as Assistant Bill Room Clerk, and Marie Brooks as a Clerk.

The above named employees were sworn in by the President.

Senator Dahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TENTH DAY

Bismarck, January 16, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. William Lemke.

Roll Call: All Senators present except Senator Topp.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Ninth day and recommends that the same be corrected as follows:

Page 39, line 22, change the word "Education" to "State Affairs."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was received by Senator Raschko from the Stark county Board of County Commissioners recommending legislation to the end that the State of North Dakota take over and pay for the keep of all inmates in the State Hospital, School for the Feeble Minded and Tuberculosis Sanatorium, which was referred to the Committee on State Affairs.

A communication was received by Senators Nelson of Grand Forks, Bilden and Bridston from the Grand Forks county agent asking increased appropriation for the control of Bangs disease in cattle, which was referred to the Committee on Appropriations.

A communication to the Senate from the Code Revision Commission regarding their report was read and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engross-

ment respectfully report that they have examined the following resolution:

SENATE CONCURRENT RESOLUTION "A"

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF THE JOINT COMMITTEE ON PRINTING

Mr. President:

Your Committee on Public Printing, meeting with a like Committee in the House to determine the form of the Journal and Daily Calendar, on the number of daily Journals, Calendars, and Bills to be printed and on other matters relating to legislative printing reports as follows:

We recommend the printing of 4,000 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, 10 copies of the Journal and that in addition thereto, there be placed on the mailing list, all state institutions, public libraries, the State Historical Society, all State's attorneys, county auditors, two copies to the University Law School, county and district judges, any newspaper published in the state, all secretaries of county tax payers associations, and by request in writing, any auditor of an incorporated city, the president of the village council of an incorporated village, township clerk, high school, consolidated rural school, secretary of labor club, farmer's organization, commercial club or women's club within the state may be placed on the mailing list; that all bills and Journals authorized by this resolution to be printed shall be delivered by the printer to the Secretary of the Publication and Printing Commission who shall receipt therefore to the printer; that there be printed 750 copies of the House and Senate Bills unless otherwise ordered by the House in which a bill is introduced; that 500 copies of the Daily Journal be punched, that 500 copies of the Daily Calendar be printed; that 325 copies of the Permanent Journal be printed; that no resolutions except resolutions amending the constitution or concurrent resolutions be published in the Journal of either house except on order of the house in which the resolution originated; that 10,000 letterheads and 10,000 number ten envelopes be printed for the Senate; that 20,000 letterheads and 20,000 number ten envelopes be printed for the House; that the form of the Journal be the same as was adopted for the 1939 session.

ROB. GREISER,
Chairman of Senate
Printing Committee.

W. E. SELLENS,
Chairman of House
Printing Committee.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senator Page introduced:

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 creating the Office of Grain Storage Commissioner.

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

Senator Olson of Mountrail introduced:

Senate Bill No. 49. A Bill for an Act to Amend and Re-enact Chapter 289 of the Laws of 1931, Relating to the Sale of Real Estate for Delinquent Taxes and Delinquent Hail Indemnity Taxes.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Fowler moved that the report of the Committee on Tax and Tax Laws on Senate Bill No. 40 carry the further amendments:

In line 1 of the printed bill strike out the number "2" and insert in lieu thereof the number "1."

Strike out the period after the word "tax" in the title and insert a comma, and these words "and declaring an emergency."

At the end of the bill, add another section as follows:

"Section 2. EMERGENCY. There is hereby declared to exist an emergency and this bill shall be in full force and effect from and after its passage and approval."

Senator Fowler moved the adoption of the report as amended, of the Committee on Tax and Tax Laws on Senate Bill No. 40, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

SENATE MEMORIAL RESOLUTION "B"

and

SENATE MEMORIAL RESOLUTION "C"

And the President signed the same in the presence of the Senate.

Senator Brunsdale moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

ELEVENTH DAY

Bismarck, January 17, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. William Lemke.

Roll Call: All Senators present except Flatt and Topp.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth day and recommends that the same be corrected as follows:

Page 45, third line from bottom, correct spelling of word "adjourn."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Two communications from the Board of County Commissioners of Renville county were received by Senator Nelson of Renville county, and read by the Secretary—one pertaining to increasing license charges on trucks, which was referred to the Committee on Highways.

And one urging the provision of a special levy by counties for poor relief and institutional charges against the county, of not less than three mills, which was referred to the Committee on Tax and Tax Laws.

A communication received by Senator Young from H. G. Roscoe, LaMoure county superintendent of schools and seven others, regarding consolidation of school districts and continuing contracts for teachers, was read and referred to the Committee on Education.

A communication was read from Congressman Charles R. Robertson thanking the assembly for their recommendation for placing him on House Agricultural Committee.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SENATE MEMORIAL RESOLUTION "B"

Also,

SENATE MEMORIAL RESOLUTION "C"

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 40.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred:

Communication from Governor John Moses in regard to the appointment on the State Board of Higher Education.

Have had the same under consideration and recommend that the appointment of the Honorable P. J. Murphy for a term of seven years be approved.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,

Bismarck, January 16, 1941.

Mr. Speaker: I have the honor to transmit:

SENATE CONCURRENT RESOLUTION "A"

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

W. J. TROUT, Secretary.

FIRST READING OF SENATE BILLS

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Gaso-

line Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of This Act.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Tweten introduced:

Senate Bill No. 51. A Bill for an Act Creating a Lien in Favor of the State for All Rentals Due From, and For All Damages Done by Tenants or Trespassers Upon Lands Belonging to the State of North Dakota and Being a Part of the Permanent School Fund Upon All Crops Raised By, and Upon All Buildings, Structures, Fences or Other Improvements Put Upon Leased or Occupied Lands, By Tenants or Trespassers Upon Such Lands; Providing for the Priority and for the Enforcement and Satisfaction Thereof and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Lands.

Senator Tweten introduced:

SENATE CONCURRENT RESOLUTION NO. 1

A Concurrent Resolution Providing for the Amendment of Section 157 of Article IX of the Constitution of the State of North Dakota Relating to the Appraisal of School Lands.

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

That the following proposed amendment to Section 157 of Article IX of the Constitution of the State of North Dakota is agreed to, and that the same be submitted to the qualified electors of the State of North Dakota, for approval or rejection in accordance with Section 202 of the Constitution of the State of North Dakota, as amended.

SECTION 1. AMENDMENT.) That section 157 of Article IX of the Constitution of the State of North Dakota is hereby amended and re-enacted and re-adopted to read as follows:

“Section 157. The Commissioner of University and School Lands and his duly appointed and qualified Deputy Commissioner of University and School Lands shall be the appraiser of school lands and they, or either of them, under the authority of the State Board of University and School Lands shall appraise all school lands within the state—which said Board may from time to time recommend for sale at their actual value under the prescribed terms.”

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

The Committee on Employment introduced:

Concurrent Resolution B, Designating Senate and House Employees and Fixing Their Salaries.

Senator Braun moved that Concurrent Resolution B be laid over one legislative day, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

SENATE MEMORIAL RESOLUTION "B"

Also,

SENATE MEMORIAL RESOLUTION "C"

Were delivered to the Secretary of State for his approval at the hour of 3:30 o'clock P. M., January 16, 1941.

WALTER R. BOND, Chairman.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Morgan of Walsh moved that the name of Morgan of Walsh be removed from the Committee on State Affairs and the name of Senator O'Brien substituted therefor, which motion prevailed.

Senator Bond moved that further action on Senate Bill No. 40 be laid over until Monday, Jan. 20, which motion prevailed.

Senator Bridston moved that the rules be suspended and the Senate body go into executive session, which motion prevailed.

At the conclusion of the executive session, the President announced that the Senate had received the nomination of the Honorable P. J. Murphy of Grafton to serve as a member of the Board of Higher Education for a term of seven years and had consented to the nomination and had confirmed Mr. Murphy as a member of the Board of Higher Education.

Senator Hill moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TWELFTH DAY

Bismarck, January 18, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Rev. Wm. Lemke.

Roll Call: All Senators present except Flatt, Foss, Ginter and Stucke.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh Day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Nelson of Grand Forks moved that Concurrent Resolution B be re-referred to the Committee on Employment with the recommendation that the minimum salaries be \$4.50, with the exception of the Chaplain, which motion carried.

FIRST READING OF SENATE BILLS

Senator Troxel introduced:

Senate Bill No. 52. (By request.) A Bill for an Act to Amend and Re-enact Section 3 of Chapter 249 of the Session Laws for 1937 Relating to Exemptions from Sales Tax.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Thatcher introduced:

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

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

Senators Bridston and Nelson of Grand Forks introduced:

Senate Bill No. 54. A Bill for an Act Validating Bonds Issued by Park Districts of the State of North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Was read the first time and referred to the Committee on Appropriations.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Bilden, Blank and Owings introduced:

SENATE CONCURRENT RESOLUTION NO. C TOWNSEND RECOVERY PLAN

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

WHEREAS, many of our aged people are dependent upon the Government for food, clothing and shelter, and many more are dreading the day when they will be forced from the payrolls of industry and swell the throng of dependents, and

WHEREAS, many of our young people in the prime of life are unable to secure employment, and

WHEREAS, many of our middle aged people, who are employed, are afraid of losing their jobs, and

WHEREAS, as a result of the above mentioned facts, the vast majority of our population are living in a state of fear, and as fear is the greatest dictator in the world today and to a large extent is responsible for the increase of insanity, vice and crime,

NOW, THEREFORE, BE IT RESOLVED, That the Senators and Representatives of the State of North Dakota in the Congress of the United States be, and hereby are, requested to take such necessary steps as will insure the immediate passage of the aforesaid "Townsend Recovery Plan" bill, and that copies of this memorial be forwarded forthwith to the President of the United States, to the President of the Senate, and to the Speaker of the House of Representatives of the Congress of the United States.

Was read the first time.

Senator Watt moved that Senate Concurrent Resolution No. C be referred to the Committee on State Affairs.

Senator Fowler made a substitute motion that Senate Concurrent Resolution No. C be adopted, which motion carried and Senate Concurrent Resolution No C was declared adopted.

The President announced that the Senate would return to the Sixth Order of Business.

REPORT OF SELECT COMMITTEES

Mr. President: Your Committee on Arrangement for the official photographer for the Senate, beg leave to report that the Risem Studio has offered to prepare these photo-

graphs at a cost of \$1.50 per each individual photo, or \$84.00 for the group picture, including each member of the Senate, the Presiding Officer, the Desk Force, and Sergeant-at-Arms. They will supply the frame at no additional cost.

GOTTLIEB ISAAK, Chairman,
R. M. STREIBEL,
R. R. LOFTHUS.

Senator Isaak moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Troxel moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FOURTEENTH DAY

Bismarck, January 20, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Rev. N. E. Elsworth.

Roll Call: All Senators present.

MESSAGE TO THE HOUSE

Senate Chamber,

Bismarck, January 20, 1941.

Mr. Speaker: I have the honor to transmit:

SENATE CONCURRENT RESOLUTION C

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twelfth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was received by Senator Lavik from the Sargent County Wildlife Federation, petitioning the legislature to appropriate sufficient funds to have a full time game warden stationed at the Tewaukon Game Refuge, which was referred to the Committee on Game and Fish.

A communication was received at the desk from the Surrey, North Dakota Supt. of Schools requesting that the Senate do not send the daily journals to their schools, which was referred to the Committee on Public Printing.

A communication was received by Senator Nelson of Grand Forks from the Grand Forks County Commissioners opposing any change in the present law limiting height, length and weight of motor vehicles operating for hire on the public highways, which was referred to the Committee on Highways.

A communication was received by Senator Troxel from John B. Cashman at Foxholm, regarding legislation prohibiting the sale of beer and liquors on Sunday; and to permit no business except the sale of beer and liquor in beer parlors, which was referred to the Committee on Temperance.

FIRST READING OF SENATE BILLS

Senator Troxel Introduced:

Senate Bill No. 56. A Bill for an Act to Amend and Re-enact Chapter 274 of the Session Laws of 1935 Being an Act Requiring Deduction of Delinquent Personal Property Taxes from Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons Receiving Public Funds.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Troxel Introduced:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 273 of the Session Laws of North Dakota for the Year 1935 Permitting Deduction of Delinquent Personal Property Taxes from Claims, Demands, Salaries, and Wages Due from County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over any Sale, Transfer or Assignment of Such Claims, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Tax and Tax Laws.

SECOND READING OF SENATE BILLS

Senator Greiser moved that Senate Bill No. 40 relating to the Sales Tax Act be amended as follows:

In the Title of the printed bill, strike out the period at the end of line 3, and insert in lieu thereof a comma after the word "tax," and insert the following:

"And to amend and re-enact Section 3 of Chapter 249 of the Session Laws of North Dakota for the year 1937, relating to exemptions to the Sales Tax Act."

At line 25 insert the following:

Section 2. AMENDMENT). That Section 3 of Chapter 249 known as the Sales Tax Act of the Session Laws of North Dakota for 1937 be and the same is hereby amended and re-enacted as follows:

Section 3. EXEMPTIONS). That there are hereby specifically exempted from the provisions of this Act and from computation of the amount of tax imposed by it, the following:

(a) The gross receipts from sales of tangible personal property which this State is prohibited from taxing under the Constitution or laws of the United States or under the Constitution of this State.

(b) The gross receipts from the sales, furnishing or service of transportation service.

(c) The gross receipts from sales of tangible personal property used for the performance of a contract on public works executed prior to May 1st, 1935.

(d) The gross receipts from sales of tickets or admissions to State, County, district and local fairs, and the gross receipts from educational, religious, or charitable activities where the entire amount of such receipts is expended for educational, religious, or charitable purposes.

(e) The gross receipts from the sale by any school board

of this State of books and school supplies to regularly enrolled students at cost.

(f) The gross receipts from sales of fresh sweet milk, raw unprocessed fruits and vegetables, butter, eggs, cheese, unsweetened bread in loaf form, and flour, sold for consumption off the premises.

(g) The gross receipts from sales of machinery used for farming operations.

(h) The gross receipts from sales of gasoline used for agricultural purposes.

Senator Fowler made a substitute motion that the motion of Senator Greiser to amend Senate Bill No. 40 be laid on the table.

A roll call was requested on Senator Fowler's motion, which request was granted.

The roll was called and there were: ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Brant	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Rue
Brunsdale	Kehoe	Topp
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Adam	Kamrath	Owings
Beaton	Lofthus	Solberg
Bilden	Nelson, Dickey	Streibel
Blank	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Thatcher
Greiser	Olson, McHenry	Troxel
Isaak	Olson, Mountrail	Tweten

So Senator Fowler's motion prevailed, and the amendments to Senate Bill No. 40 were laid on the table.

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 34; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	Nelson, McKenzie
Bilden	Fowler	O'Brien
Blank	Gronvold	Raschko
Bond	Guenther	Rue
Brant	Hill	Thatcher
Braun	Kehoe	Topp
Bridston	Lavik	Troxel
Brunsdale	Lofthus	Watt
Dahl	Morgan, Richland	Wog
Drew	Morgan, Walsh	Young
Feton		

Those voting in the negative were:

Adam	Nelson, Dickey	Page
Ginter	Nelson, Renville	Solberg
Greiser	Olson, McHenry	Streibel
Isaak	Olson, Mountrail	Stucke
Kamrath	Owings	Tweten

So the bill passed and the title was agreed to.

Senator Bond: Mr. President, I want to explain my vote. I favor certain exemptions on farm machinery and perhaps some other things, to assure the farmers not having to pay double taxes, but I do not think this is the proper place for the gentleman's amendment. After reading the law, I find there is another section that I think it would be better to amend — I believe it is No. 3 — either that, or have a straight exemption bill so that we can have the same on our desks and have more time to study it. I vote "aye."

Senator Greiser: Mr. President, I wish to explain my vote:

I cannot support this bill in its present form; not because I am opposed to giving relief to our schools and destitute persons, but because, in my opinion it is unjust to tax the growth of our young people by taxing those things which they put into their stomachs; it is unjust to tax machinery bought by those people who still remain on the farms in spite of the heavy burden on real estate and which they need to cultivate the land which in many instances does not produce enough gross income to pay the taxes against it; it is unjust to tax gasoline used to cultivate the soil which produces low-priced farm products when we pretend that we are giving serious thought to rehabilitation of our people on the farms. So long as we continue the sales tax as an added tax and refuse to give those people who pay this added tax, relief from other taxes; so long as we continue the present heavy taxes on real estate and decline to make concessions on items used in agriculture, just so long will our so-called "rehabilitation" program be a farce. I vote "no."

Senator Stucke: Mr. President, I want to explain my vote. Fundamentally I am at all times opposed to any sales tax. I believe it is a tax on poverty. Inasmuch as the Senate has refused to adopt the amendments to Senate Bill No. 40, as proposed by Senator Greiser (which to my mind were nothing more than just), I will have to be forced to vote my convictions and vote "no."

Senator Gronvold moved that the vote by which Senate Bill No. 40 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a rising vote.

Senator Morgan moved that a committee of two be appointed to escort the Honorable P. J. Murphy, member of the State Board of Higher Education to the rostrum, which motion prevailed, and the President appointed as such committee, Senators Morgan and Watt.

Mr. Murphy then addressed the Senate.

There being no further business, Senator Page moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FIFTEENTH DAY

Bismarck, January 21, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. N. E. Elsworth.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourteenth day and recommends that the same be corrected as follows:

Page 57, after line 18, insert roll call on Senator Fowler's motion.

ROLL CALL

The question being on Senator Fowler's motion the roll was called and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Brant	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Rue
Brunsdale	Kehoe	Topp
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Adam	Kamrath	Owings
Beaton	Lofthus	Solberg
Bilden	Nelson, Dickey	Streibel
Blank	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Thatcher
Greiser	Olson, McHenry	Troxel
Isaak	Olson, Mountrail	Tweten

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 21, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 40. A Bill for an Act to Amend and Re-

enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

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

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

A resolution was received by Senator Hill from the directors of the Cavalier County Livestock Association petitioning the legislature to appropriate sufficient funds for the completion of Bang's disease testing in Cavalier county and referred by the President to the Committee on Agriculture and Livestock.

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 49, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 56, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 57, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: The majority of your Committee on Apportionment to whom was referred Senate Bill No. 41, have had the same under consideration and recommend that the same be amended as follows:

In section 2, line 9 after the word Dickey, insert the words Rolette, Pierce.

In section 3, line 13 cross out the words Rolette, Pierce.

And when so amended recommend the same do pass.

P. W. BLANK
FRANKLIN PAGE
C. N. BRUNSDALE
G. F. DREW
WALTER TROXEL
A. W. FOWLER
W. J. BRAUN
ED A. HILL
WALTER R. BOND
RILIE R. MORGAN
J. B. BRIDSTON
P. L. FOSS
M. J. RASCHKO
OTTO TOPP

Mr. President: The minority of your Committee on Ap-

portionment to whom was referred Senate Bill No. 41, have had the same under consideration and recommend that the same be indefinitely postponed.

AXEL OLSON
R. A. OWINGS
GUST WOG
HJALMAR NELSON
FRANK BEATON
ROBERT GREISER
ALBERT NELSON
E. C. STUCKE
WILLIAM KAMRATH

Senator Raschko moved that the report of the majority on Senate Bill No. 41 be adopted.

Senator Olson of Mountrail made a substitute motion that the minority report be substituted for the majority report.

A roll call was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Olson of Mountrail, the roll was called and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Adam	Kamrath	Rue
Beaton	Lofthus	Solberg
Bilden	Nelson, Dickey	Streibel
Brant	Nelson, McKenzie	Stucke
Dahl	Nelson, Renville	Thatcher
Ginter	Olson, McHenry	Tweten
Greiser	Olson, Mountrail	Wog
Isaak	Owings	

Those voting in the negative were:

Aandahl	Foss	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Topp
Brunsdale	Kehoe	Troxel
Drew	Lavik	Watt
Feton	Morgan, Richland	Young
Flatt	Morgan, Walsh	

So the motion of Senator Olson of Mountrail was declared lost.

The question now being on the motion of Senator Raschko that the report of the majority of the Committee on Apportionment on Senate Bill No. 41 be adopted, a vote was taken and the motion prevailed. So the majority report was declared adopted.

FIRST READING OF SENATE BILLS

The Committee on Education introduced:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Was read the first time and referred to the Committee on Education.

Senators Young, Stucke, Olson of Mountrail and Brant introduced:

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senators Fowler and Morgan of Walsh introduced:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Was read the first time and referred to the Committee on Elections.

FIRST READING OF CONCURRENT RESOLUTION
SENATE CONCURRENT RESOLUTION NO. "D"

Introduced by Senators Tweten, Solberg, Olson of Mountrail.

In regard to University and School Land oil leases and if production of oil is realized.

WHEREAS, under the provisions of the Enabling Act of February 22, 1889 the Federal Government granted to the State of North Dakota certain lands, the proceeds of the sale and rental of which should form a permanent school fund "the interest of which only shall be expended in support of the schools of the state;" and

WHEREAS, there is at present a considerable number of prospectors now in the state endeavoring to determine whether oil and gas may be found in the soil of the state and to develop such resources if they be found to exist; and whereas, the state now owns a considerable amount of land which may produce oil and gas if it be found within the state, and

WHEREAS, under courts construing like provisions in other enabling acts have held that the proceeds of oil and gas found on such public grant lands property are a part of the permanent school funds, and that, therefore, no part of such proceeds could be covered into the interest or income fund to be used directly for the support of the schools of the state, and

WHEREAS, the financial conditions of many of our school districts is such that it is extremely difficult for them to maintain their schools, and such conditions could be ameliorated considerably if a portion of the proceeds of oil and gas derived from school lands could be covered into the interest and income fund and used to assist in maintaining such schools, and

WHEREAS, the permanent school fund of the state is now so large that it is difficult to keep it invested profitably,

NOW, THEREFORE, Be It Resolved by the Senate of North Dakota, House of Representatives concurring, therein, that the Senators and Representatives representing North Dakota in Washington, D. C., are hereby requested to endeavor

to have the Congress of the United States amend the said enabling act by providing that one-half of the proceeds of oil and gas produced from wells upon lands granted to the State of North Dakota by said Enabling Act be allocated to the permanent school funds and the other one-half be allocated to the interest and income fund and used for the support of the schools of the state.

This has been duly considered and recommended by the Board of University and School Lands, consisting of the Governor, Secretary of State, Attorney General, State Auditor and Superintendent of Public Instruction.

BE IT FURTHER RESOLVED, That the Secretary of the Senate be instructed to send a copy of this Resolution to The Honorable Gerald P. Nye, The Honorable William Langer, The Honorable Usher L. Burdick, and The Honorable Charles R. Robertson.

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

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, January 21, 1941.

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

SENATE CONCURRENT RESOLUTION "A"
SENATE CONCURRENT RESOLUTION "C"

Which the House has adopted unchanged.

C. R. VERRY, Chief Clerk.
House Chamber,
Bismarck, January 21, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

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

C. R. VERRY, Chief Clerk.

The President announced that the Senate would revert to the Fifth Order of Business.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Employment, to whom was referred Concurrent Resolution "B," have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "Senate" in line 6, page 1 and substitute the following:

CONCURRENT RESOLUTION "B"

Introduced by Committee on Employment:

A Concurrent Resolution providing and designating Senate and House employees and naming and fixing their salaries:

BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA AND THE HOUSE CONCURRING:

That for and during this twenty-seventh Legislative Assembly the following named persons be employed and appointed as officers and employees of the Senate and of the House, and shall be paid the compensation set opposite their respective names:

SENATE

W. J. Trout, Secretary of the Senate.....	\$8.00
Ruth Smith, Desk Reporter.....	8.00
J. C. Blaisdell, Jr., Assistant Secretary.....	6.50
Roland Weiss, Assistant Secretary.....	6.50
Dorothy Lundy, Chief Stenographer.....	6.00
Idar Rimestad, Bill Clerk.....	5.00
Agnes Skarpsno, Stenographer.....	5.00
Geneva Tweten, Stenographer.....	5.00
Edna Nelson, Stenographer.....	5.00
Phyllis Meiss, Stenographer.....	5.00
Vivian Kalenze, Stenographer.....	5.00
Ida Ellefson, Enrolling and Engrossing Clerk.....	5.00
Nels Johnson, Postmaster.....	5.00
Emil Strand, Sergeant-at-Arms.....	5.00
J. O. Bergheim, Proofreader.....	5.00
C. C. Morrison, Proofreading and Calendar.....	5.00
Wallace Barton, Assistant Enrolling and Engrossing and Telephone.....	5.00
S. B. Salverson, Chief Mail Clerk.....	4.50
L. F. Lesmeister, Assistant Sergeant-at-Arms.....	4.50
Arlan Stair, Committee Clerk.....	4.50
Edward Nething, Doorkeeper.....	4.50
Irwin A. Smith, Committee Clerk.....	4.50
Raymond Anderson, Night Watchman.....	4.50
Richard Thompson, House Messenger.....	4.50
Conrad Peterson, Janitor.....	4.50
Andrew Meland, Janitor.....	4.50
John Koehn, Page.....	4.50
Clarence Anderson, Page.....	4.50
Ruben Olson, Page.....	4.50
Bernard Allmaras, Page.....	4.50
Anton Larson, Committee Room Attendant.....	4.50
M. D. Keeney, Janitor.....	4.50
Dominick Goetz, Doorkeeper.....	4.50
Arend Hoffman, Billroom Clerk.....	4.50
Charles J. Ufer, Assistant Mailing Clerk.....	4.50
E. W. Willoughby, Cloakroom Attendant.....	4.50
Joe H. Lefor, Doorkeeper.....	4.50
Dwight Kamrath, Assistant Mailing Clerk.....	4.50
Harold Bureau, Chart Room Clerk.....	4.50
Charles Wollitz, Assistant Billroom Clerk.....	4.50
Gilbert Lee, Janitor.....	4.50
John Hove, Billroom Clerk.....	4.50
Gus Skaley, Janitor.....	4.50
Hannah Haaland, Chartroom Assistant.....	4.50
J. C. Goll, Assistant Billroom Clerk.....	4.50
Marie Brooks, Appropriation Clerk.....	4.50
Chaplain.....	3.00

HOUSE

C. R. Verry, Chief Clerk.....	\$8.00
Marie Garske, Desk Reporter.....	8.00
Kenneth Morgan, Assistant Chief Clerk.....	6.50
Ferd Koch, Desk Clerk.....	5.00
Gunder Olson, Sergeant-at-Arms.....	5.00
Clara A. Kane, Chief Stenographer.....	6.00
Marie Tunell, Stenographer.....	5.00
Evelyn Brown, Stenographer.....	5.00
Della Wardrope, Stenographer.....	5.00
Ruth Neste, Stenographer.....	5.00
Thelma Campbell, Bill Clerk.....	5.00
Albert Homelvig, Billroom Clerk.....	5.00
Fred Ingstad, Enrolling and Engrossing Clerk.....	5.00
Ray Huard, Assistant Enrolling and Engrossing Clerk.....	5.00
James Miller, Calendar Clerk.....	5.00
Earl McLnes, Postmaster.....	4.50
Richard Benoit, Page.....	4.00
Raymond McKenna, Page.....	4.00
Victor Stebbins, Page.....	4.00
Arnold Holden, Page.....	4.00
Luella Langness, Telephone Attendant.....	4.00
I. C. Auerbach, Proofreader.....	5.00
Arnold Banse, Proofreader.....	5.00
Miles Nelson, Mailing Clerk.....	4.50
Leo Sticka, Assistant Mailing Clerk.....	4.00
Maynard Kritzman, Assistant Mailing Clerk.....	4.00
Almon Norton, Assistant Mailing Clerk.....	4.00
F. J. Freund, Assistant Bill Room Clerk.....	4.50
Albert Jacobson, Doorkeeper.....	4.00
Carl Droness, Doorkeeper.....	4.00
Oswald Krusick, Doorkeeper.....	4.00
H. E. Jury, Doorkeeper.....	4.00
Emil Broten, Janitor.....	4.00
C. O. Lingren, Janitor.....	4.00
Mike Burns, Janitor.....	4.00
C. E. Mattson, Night Watchman.....	4.00
C. H. Lincoln, Clerk Appropriations Comm. (steno.).....	5.00
E. K. Schaeffer, Clerk State Affairs Comm. (steno.).....	5.00
Joe Lepire, Committee Clerk.....	4.00
Bertha Ovri, Committee Clerk.....	4.00
Sidney Solberg, Committee Clerk.....	4.00
E. G. Hendrickson, Loud Speaker Control Operator.....	
\$325 for Legislative Session.....	
Chaplain.....	3.00

That the compensation of each of said employees shall commence from the date upon which said employee's oath of office was accepted.

And when so amended recommend the same do pass.

SENATOR FLATT, Chairman.

Senator Flatt moved that Concurrent Resolution B be printed in the Journal without being read, and any further action delayed one legislative day, which motion prevailed.

A discussion was held on use of long distance telephones, and further consideration of same was held over one day, on motion of Senator Fowler.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

SIXTEENTH DAY

Bismarck, January 22, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. N. E. Elsworth.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifteenth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A resolution was received by Senator Fetton from the Jamestown City Council; one by Senator Kehoe from the Towner county commissioners, and by Senator Topp from the Eddy county commissioners, all asking that the restrictions on weight and size of motor vehicles on public highways be continued, which were referred to the Committee on Highways.

A communication was received by Senator Morgan of Richland from Victor Carey asking legislation requiring fences to be set back from highways in order to prevent snow drifting on roads, which was referred to the Committee on Highways.

A communication was received by Senator Flatt from the Ransom county Board of Commissioners against repealing the deficiency judgment law; against repealing the corporation farming law; against taking away the 2½ mill tax levy for roads and bridges, and favoring a law to have the state take over and pay all expenses for the Jamestown hospital; the Feeble Minded institution at Grafton and the Tuberculosis sanatorium or raise the general levy to ten mills, which was referred to the Committee on Tax and Tax Laws.

A communication was received by the Lieutenant Governor from Rosemary Hinders regarding the tests on a body before embalming, which was referred to the Committee on Public Health.

A communication was read from Dr. Matthaei thanking the Senate for Memorial Resolution which had been sent to the family.

A communication was read from Bismarck Townsend Club No. 1 thanking the Senate for memorializing the Congress of the United States to enact the Townsend National Recovery Plan.

A communication was read from the chairman for the celebration of the President's Birthday with regard to the Ball to be held Jan. 30th.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 48, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2, have had the same under consideration and recommend that the same be amended as follows:

In line 3, strike out the figures \$121,260.00 and insert the figures \$105,410.00.

In line 13 strike out the figures \$3960.00 and insert the figures \$2160.00.

In line 19 strike out the figures \$18000.00 and insert the figures \$12000.00

In line 22 strike out the figures \$30460.00 and insert the figures \$22660.00.

In line 25 strike out the figures \$500.00 and insert the figures \$250.00.

In line 26 strike out the figures \$500.00 and insert the figures \$250.00.

In line 39 strike out the figures \$22000.00 and insert the figures \$4200.00.

In line 40 strike out the figures \$40000.00 and insert the figures \$50000.00.

In line 41 strike out the figures \$62000.00 and insert the figures \$54200.00.

In line 42 strike out the figures \$121,260.00 and insert the figures \$105,410.00.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 7, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 8, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 9, have had the same

under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 10, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 11, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 13, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 15, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 16, have had the same under consideration and recommend that the same be amended as follows:

In line 2 after the word "moneys" insert the following: "In the Veterinarians fund as set up by Section 2715 of Compiled Laws of 1913".

In line 3 strike out the figures \$720.00 and insert the figures \$640.00.

In line 13 strike out the figures \$380.00 and insert the figures \$300.00.

In line 14 strike out the figures \$720.00 and insert the figures \$640.00.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 17, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 22, have had the same under consideration and recommend that the same do pass.
WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 55, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President:

The Committee on Enrollment and Engrossment made the following report:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SENATE CONCURRENT RESOLUTION "A"

also,

SENATE CONCURRENT RESOLUTION "C"

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill: Senate Bill No. 41.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Senator Stucke: I want to place in nomination for messenger to the governor, the wife of ex-Governor Devine. A lot of us know she is not in any way even in modest circumstances. It seems to me the State of North Dakota could do no better than to pay their little honor, and what little remuneration there is, to Mrs. Devine. I think we would be remiss in our duty if we did not recognize the wife of one of our first governors.

I move that Mrs. Devine be appointed as messenger to the governor.

Senator Rue: I am more than proud and glad to second the motion of Senator Stucke. I think it would be a fine gesture and courtesy on the part of the Senate to give this small honor to a wife of our ex-Governor and I hope it will pass unanimously.

Senator Gronvold: I also wish to second the motion of Senator Stucke. I knew Mrs. Devine before she was married—she used to live in Towner county. I hope this motion will carry.

Senator Bond: During the time that Mr. and Mrs. Devine lived in our city, he was a very active worker for the state. I can remember very well that he was on the Board for the State Normal School and I will say that he devoted day after day and month after month watching the building of one of the dormitories back in 1914 or 1916. I used to say that Joe Devine watched every brick the masons placed in the building and it is a very well built building—we had had difficulty with the building before Joe Devine took it upon himself without compensation to watch that building and see that it was built right. I am very much pleased to second the motion of Senator Stucke.

Senator Young: I too would like to second the nomination of Senator Stucke. I think this comes with very good grace from a member of a faction to which Governor Devine never belonged. Governor Devine lived at one time in our county, he farmed about five miles from where I have lived all my life. He was superintendent of schools in LaMoire county and from there he got his start in state affairs.

Both he and Mrs. Devine were well and favorably known, and of the best respected citizens that ever lived there.

The question being on the motion of Senator Stucke to employ Mrs. Mary B. Devine as messenger to the Governor, a rising vote was taken and Mrs. Devine was unanimously elected as messenger to the Governor.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, January 22, 1941.

Mr. President: I have the honor to inform you that the House has appointed a committee to act with a like committee of the Senate to confer with the Code Revision Commission on the introduction of suggested corrective measures, and the Speaker has appointed as such committee: Rep. Shure, Beede, and Aker.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the President appoint a committee of three to act with a like committee from the House relative to matters contained in the message from the House in re the Code Revision Commission, which motion prevailed.

The President appointed as such committee Senators Fowler, Kehoe and Olson of Mountrail.

Senator Flatt moved Senate Concurrent Resolution "B" be amended by inserting a new line after the word "Chaplain," under the heading House, with the following language: "J. B. Fisher, Janitor, 4.50," which motion prevailed.

Senator Flatt moved that Senate Concurrent Resolution "B" be further amended by changing the figures \$4.00 wherever they appear in the Resolution to read \$4.50, which motion prevailed.

Senator Fowler moved that Senate Concurrent Resolution "B" be amended further by inserting the name of Mrs. Mary B. Devine after the word "Chaplain," under the heading Senate, with the following language: "Mrs. Mary B. Devine, Messenger to the Governor, \$4.50," which motion prevailed.

Senator Flatt moved that the rules be suspended and that Senate Concurrent Resolution "B" be deemed properly re-engrossed and placed upon second reading and final passage, as amended, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "B" was read the second time.

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings

Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter	O'Brien	

Those voting in the negative were:

Troxel

Absent and not voting:

Dahl

So the resolution was declared adopted.

Senator Troxel: Mr. President, I want to explain my vote. I do not believe that forty-nine Senators need forty-eight employees. I vote "no."

SECOND READING OF SENATE BILLS

Senate Bill No. 41. A Bill for an Act to Divide the State of North Dakota into Two (2) Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Topp
Brunsdale	Kehoe	Troxel
Drew	Lavik	Watt
Feton	Morgan, Richland	Young
Flatt	Morgan, Walsh	

Those voting in the negative were:

Adam	Lofthus	Rue
Beaton	Nelson, Dickey	Solberg
Bilden	Nelson, McKenzie	Streibel
Brant	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Tweten
Isaak	Owings	Wog

Kamrath

Absent and not voting:

Dahl

So the bill passed and the title was agreed to.

Senator Page moved that the vote by which Senate Bill No. 41 was passed be reconsidered and the motion to reconsider be laid on the table.

A roll call was requested on the motion of Senator Page that the vote by which Senate Bill No. 41 was passed be recon-

sidered and the motion to reconsider be laid on the table, which request was granted.

ROLL CALL

The question being on Senator Page's motion, the roll was called and there were ayes, 23; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Blank	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Feton	Morgan, Richland	Watt
Flatt	Morgan, Walsh	Young
Foss	Nelson, Grand Fks.	

Those voting in the negative were:

Adam	Isaak	Owings
Beaton	Kamrath	Rue
Bilden	Lofthus	Solberg
Bond	Nelson, Dickey	Streibel
Brant	Nelson, McKenzie	Stucke
Drew	Nelson, Renville	Thatcher
Ginter	Olson, McHenry	Twetén
Greiser	Olson, Mountrail	Wog
Hill		

Absent and not voting:

Dahl

So the motion was declared lost.

FIRST READING OF HOUSE BILLS

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senator Thatcher asked that the Senate return to the 4th order of business, which request was granted.

The Secretary read a communication from Governor Moses with regard to a comic opera "The Pirates of Penzance" given by the North Dakota School of Forestry, at the Bismarck High School on Thursday, January 23rd.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

SENATE CONCURRENT RESOLUTION "A"

SENATE CONCURRENT RESOLUTION "C"

And the President signed the same in the presence of the Senate.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

SEVENTEENTH DAY

Bismarck, January 23, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Major S. Woodgate.

Roll Call: All Senators present except Senator Page.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, January 23, 1941.

Mr. Speaker: I have the honor to transmit:

SENATE CONCURRENT RESOLUTION "A"

also,

SENATE CONCURRENT RESOLUTION "C"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, January 23, 1941.

Mr. Speaker: I have the honor to transmit:

SENATE CONCURRENT RESOLUTION "B"

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixteenth Day and recommends that the same be corrected as follows:

Last line on page 73, change the word "Chairman" to "Secretary."

And when so corrected, recommend that the same be adopted.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A resolution adopted by the Walsh county Board of Commissioners and received by Senators Morgan of Walsh and O'Brien opposing any change in the law governing regulation of trucks on public roads, was referred to the Committee on Highways.

A resolution with the same recommendations was received from the McHenry county Board of Commissioners by Senator Olson of McHenry, which was referred to the Committee on Highways.

A resolution from the North Prairie Local No. 663 of the Farmers Union of McHenry county objecting to any attempt to repeal the Anti-Deficiency Farm Judgment Act, or the repeal of the Corporation Farming Act, was received by Senator Olson of McHenry, and referred by the President to the Committee on State Affairs.

A communication was received by the Lieutenant Governor from the North Dakota Council for the Townsend National Recovery Organization, Inc., regarding the pamphlet entitled "What Is the Townsend Plan?", which was read by the secretary.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2, and
Senate Bill No. 16.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

SENATE CONCURRENT RESOLUTION "B"

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 44, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 19, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, January 23, 1941.

Mr. President: I have the honor to transmit herewith the following resolution:

House Concurrent Resolution No. 29. Providing for the Amendment of Section 173 of Article 10 of the Constitution

of North Dakota as Amended by Articles 41 and 48 of the Amendments Thereof, Relating to County Officers.

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

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Absent and not voting:

Hill Page

So the bill passed and the title was agreed to.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel

Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Absent and not voting:		
Page		

So the bill passed and the title was agreed to.

Senate Bill No. 7. 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Raschko
Blank	Hill	Rue
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Owings

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Raschko
Blank	Hill	Rue
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp

Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Owings

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Raschko
Blank	Hill	Rue
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Owings

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Raschko
Blank	Hill	Rue

Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Owings

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young

Those voting in the negative were:

Owings

Absent and not voting:

Feton Fowler Page

So the bill passed and the title was agreed to.

Senator Owings: Mr. President, I have been voting "No" on all these bills. My reason for this is that I doubt if it is constitutional to vote appropriations for religious institutions.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young

Absent and not voting:

Aandahl	Page	Tweten
Fowler		

So the bill passed and the title was agreed to.

Senator Bridston requested that the Senate return to the Eighth Order of Business, which request was granted.

Senator Bridston moved that a committee be appointed to escort former Lieutenant Governor T. H. H. Thoresen to the rostrum, which motion prevailed and the President appointed Senator Bridston as such committee.

Mr. Thoresen was then escorted to the rostrum and addressed the Senate.

The President announced that the Senate would be on the Thirteenth Order of Business.

Mrs. Mary B. Devine was then given the oath of office by the Lieutenant Governor and was declared elected as Messenger to the Governor.

Senator Brant moved that after announcements, the Senate recess until 1 P. M. on January 24th.

Senator Fowler made a substitute motion that the Senate adjourn.

A roll call was requested on Senator Fowler's motion, which request was granted.

ROLL CALL

The question being on Senator Fowler's motion, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Braun	Gronvold	Raschko
Bridston	Guenther	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Hill	Olson, Mountrail
Beaton	Isaak	Owings
Bilden	Kamrath	Rue
Blank	Lofthus	Solberg
Brant	Nelson, Dickey	Streibel
Feton	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Thatcher
Greiser	Olson, McHenry	Tweten

Absent and not voting:

Page

The vote being 24 to 24, the Lieutenant Governor voted "No", so the motion of Senator Fowler was declared lost.

The question now being on the original motion of Senator Brant that the Senate recess until 1 P. M., January 24th, the question was put and the motion prevailed.

So the Senate stood recessed until 1 P. M. on January 24th.

W. J. TROUT, Secretary.

SEVENTEENTH DAY AFTER RECESS AND
EIGHTEENTH DAY

Bismarck, January 24, 1941.

The Senate re-convened at 1:00 P. M., the President presiding.

The President announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Platt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young

Fowler
Absent and not voting:

Page	Solberg	Watt
------	---------	------

So the bill passed and the title was agreed to.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Page Watt

So the bill passed and the title was agreed to.

Senate Bill No. 17. 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Page Watt

So the bill passed and the title was agreed to.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll call was called and there yere ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Page Watt

So the bill passed and the title was agreed to.

Senator Aandahl moved that Senate Bill No. 55 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Feton	Morgan, Walsh
Beaton	Flatt	Nelson, Grand Fks.
Bilden	Foss	Raschko
Blank	Fowler	Rue
Bond	Gronvold	Solberg
Braun	Guenther	Thatcher
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Wog
Drew	Morgan, Richland	Young

Those voting in the negative were:

Adam	Kamrath	Olson, Mountrail
Brant	Nelson, Dickey	Owings
Ginter	Nelson, McKenzie	Streibel
Greiser	Nelson, Renville	Stucke
Hill	O'Brien	Tweten
Isaak	Olson, McHenry	

Absent and not voting:

Page Watt

So the bill passed and the title was agreed to.

Senator Nelson of Grand Forks moved that the vote by which Senate Bill No. 44 was passed be reconsidered and the

motion to reconsider be laid on the table, which motion prevailed.

Senator Nelson of Dickey moved that the remarks of Senator Greiser on Senate Bill 44 be printed in the Journal, which motion prevailed.

Senator Greiser: "Mr. President: This bill is designed to give the man who is able to pay his taxes a reduction by way of a discount for the pre-payment of the same. On the other hand it requires the man not able to pay his taxes promptly, to pay the full amount, plus interest and penalty. I am wondering if it wouldn't be possible for this legislature to give some thought and consideration to the poor man who is unable to pay his taxes when due. I cannot support this bill."

Senate Bill No. 19. 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler		

Absent and not voting:

Hill	Page	Watt
------	------	------

So the bill passed and the title was agreed to.

Senator Aandahl moved that Senate Bill No. 55 be amended as follows: On page 2 of the printed bill in line 16, the word "office" be stricken out and in lieu thereof insert the word "officer," which motion prevailed.

Senator Aandahl moved that the rules be suspended and that Senate Bill No. 55 be deemed properly re-engrossed and placed upon second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Was read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler		

Absent and not voting:

Hill	Page	Watt
------	------	------

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Concurrent Resolution No. 29. Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Articles 41 and 48 of the Amendments Thereof, Relating to County Officers.

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

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

EIGHTEENTH DAY

Bismarck, January 24, 1941.

The Senate convened at 2:00 P. M., the President presiding. Prayer by the Chaplain, Major S. Woodgate.

Roll Call: All Senators present except Page.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth Day and find the same correct.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A petition was received by the Lieutenant Governor from A. C. Miller, who was a member of the legislature in 1925, and 212 others, asking for a tax on beer, hard liquor and gasoline, to pay the \$40.00 Old Age Assistance, which petition was referred to the Committee on Public Welfare.

A communication was received by Senator Brunsdale from Joseph Amb of Portland, N. D., secretary of Roseville F. U. Local No. 1232, stating that their Local had gone on record requesting that the Anti-Deficiency Judgment Law; the Anti-Corporation Farming Law; Prior Lien Law to State Hail

Insurance and the Gas Tax Exemption Law be kept on the statute books, which communication was referred to the Committee on State Affairs.

A telegram received by Senator Bridston from H. A. Melbye, H. A. Larson and Geo. Fallman of Grand Forks congratulating the Senate on passing the resolution which endorsed the Townsend plan, was read by the Secretary.

A communication received by the Lieutenant Governor from Arthur E. Thompson, Supt. of Public Instruction with reference to a meeting of county superintendents to be held in Bismarck, Jan. 29, 30 and 31, was read by the Secretary.

FIRST READING OF SENATE BILLS

The Committee on Public Welfare introduced:

Senate Bill No. 61. A Bill for an Act Granting Certain Powers and Imposing Certain Duties Heretofore Delegated to the Board of Administration, in Connection with Child Welfare Laws of This State, to the Public Welfare Board of North Dakota, Division of Child Welfare; Providing for co-operation with the Federal Government in Carrying Out Child Welfare Services and Services to Crippled Children and to Receive and Disburse Federal Funds Granted for Such Purposes; Repealing Chapter 150 of the Session Laws of 1923, Being Sections 283b6 and 283b7 of the 1925 Supplement to the 1913 Codes; and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Welfare.

Senators Nelson of McKenzie and Bond (By request) introduced:

Senate Bill No. 62. A Bill for an Act to Prohibit the Issuance of Motor Vehicle and Drivers' Licenses Except Upon Proof of Payment of Applicants' Personal Property Taxes.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Stucke, Braun and Brant introduced:

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

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

Senators Braun and Nelson of Grand Forks introduced:

Senate Bill No. 64. A Bill for an Act to Legalize the Sale of Specified Beer During Certain Hours on the First Day of the Week; Permitting Labor and Services to Be Performed in Connection Therewith; Granting Certain Options to Local Licensing Boards, and Repealing All Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Temperance.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Introduced by Senator Kehoe:

Senate Concurrent Resolution E. A Concurrent Resolution that Norman Charbonneau Be Given a Life Job in the Licensing Dept. at \$100.00 a Month.

BE IT RESOLVED BY THE SENATE OF THE STATE OF

NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING:

WHEREAS, Norman Charbonneau of Bisbee, North Dakota, formerly State Highway Patrolman, lost his leg by freezing while in line of duty and in a heroic effort to rescue travelers on the North Dakota highways during the blizzard of January 25, 1938, and

WHEREAS, injury because of such freezing incapacitated him for further active police duties, and

WHEREAS, his efforts in the face of great danger and in line of duty depict the highest type of American courage deserving of recognition by the State for whom he served.

NOW THEREFORE, be it resolved by the Senate of the State of North Dakota, the House of Representatives concurring, that in recognition of former service and in trust and confidence placed in such Charbonneau by this body that the Attorney General of the State of North Dakota provide a life position for said Charbonneau in the Attorney General's Licensing Department at a monthly salary of not less than One Hundred Dollars per month.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Attorney General of North Dakota for his immediate attention.

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

Introduced by Senator Brant:

Senate Concurrent Resolution No. 2. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

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

That the following proposed amendment to Section 176 of Article 29 of the Constitution of the State of North Dakota is agreed to and that the same be submitted to the qualified electors of the State of North Dakota for approval or rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota, as amended:

SECTION 1. AMENDMENT.) That Section 176 of Article 29 of the Constitution of North Dakota is hereby re-enacted to read as follows:

Taxes shall be uniform upon the same class of property including franchises within the territorial limits of the authority levying the tax. The legislature may by law exempt any or all classes of personal property from taxation and within the meaning of this section, fixtures, buildings and improvements of every character, whatsoever, upon land shall be deemed personal property. The property of the United States, and property of the State, county and municipal corporations and property used exclusively for schools, religious, cemetery, charitable or other public purposes, shall be exempt from taxation; provided, however, that all state owned lands acquired under the provisions of Chapter 154 of the Session Laws of North Dakota for 1919, and Chapter 292 of the Session Laws of North Dakota for 1923 and acts amendatory thereof may be taxed by the local taxing districts for county, township, and school purposes, in

such manner as the legislature may provide. Except as restricted by this Article, the legislature may provide for raising revenue and fixing the situs of all property for the purpose of taxation. Provided, that all taxes and exemptions in force when this amendment is adopted shall remain in force until otherwise provided by statute.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Thatcher and Young introduced:

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 45, 53, 55, 56 and 60 of Article 2 of the Constitution of the State of North Dakota, Relating to the Convening of the Legislative Assembly.

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

That the following proposed amendments to Sections 45, 53, 55, 56 and 60 of Article 2 of the Constitution of the State of North Dakota are agreed to and that the same be submitted to the qualified electors of the State for approval or rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota, as amended.

SECTION 1. AMENDMENT.) That Section 45 of Article 2 of the Constitution of the State of North Dakota is hereby amended and re-enacted to read as follows:

Section 45. Each member of the Legislative Assembly shall receive as a compensation for his services and expenses an annual salary of six hundred dollars, and five cents for every mile of necessary travel in going to and returning from the place of the meeting of the Legislative Assembly on the shortest or most usual route.

SECTION 2. AMENDMENT.) That Section 53 of Article 2 of the Constitution of the State of North Dakota is hereby amended and re-enacted to read as follows:

Section 53. The Legislative Assembly shall convene at the seat of government at twelve o'clock noon on the first Tuesday after the first Monday in January of each year.

SECTION 3. AMENDMENT.) That Section 55 of Article 2 of the Constitution of the State of North Dakota is hereby amended and re-enacted to read as follows:

Section 55. The sessions of the Legislative Assembly shall be annual.

SECTION 4. AMENDMENT.) That Section 56 of Article 2 of the Constitution of the State of North Dakota is hereby amended and re-enacted to read as follows:

Section 56. No legislative session shall be less than sixty days or more than 120 days.

SECTION 5. AMENDMENT.) That Section 60 of Article 2 of the Constitution of the State of North Dakota is hereby amended and re-enacted to read as follows:

Section 60. All appropriation bills shall be introduced and passed in odd numbered years. No appropriation bills shall be introduced in even numbered years unless by a two-thirds vote of the members-elect of both branches of legislature. Other bills may be introduced in both odd and even numbered years, but if introduced in odd numbered years shall be read the first time, ordered printed and assigned to their proper

committees but shall be acted upon only in even numbered years unless ordered considered by a two-thirds vote of both branches of the Legislature.

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

Senators Nelson of Grand Forks, O'Brien, Gronvold, Young, Thatcher and Owings introduced:

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

WHEREAS, the United States of America is now engaged in an extensive rearmament program in order that the nation may have adequate means of defense against possible attack from powerful forces that appear to seek world domination.

AND, WHEREAS, the State of North Dakota has available certain resources that should be of material aid in furthering the natural defense program;

NOW, THEREFORE, be it resolved by the Legislative Assembly of the State of North Dakota now in session, that we urge that North Dakota be granted an opportunity to participate in the present defense program; and we further urge that a survey be made with a view of making our vast stores of low-cost fuel, as well as other natural resources, favorable sites for airfields and training camps, skilled labor, etc., available for building an adequate defense against possible aggression.

IT IS HEREBY directed that copies of this Joint Resolution be sent to the President of the United States and to the Representatives and Senators from the State of North Dakota, now in Washington, D. C.

Was read the first time.

Senator Nelson, Grand Forks, moved that Senate Concurrent Resolution "F" be adopted, which motion prevailed, and the resolution was declared adopted.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Fowler moved that the Senate reconsider the vote by which Senate Bill No. 19 was passed, which motion carried.

Senator Fowler moved that the Senate reconsider the vote by which Senate Bill No. 44 was passed, which motion carried.

Senator Fowler moved that Senate Bills Nos. 19 and 44 be placed on the calendar, which motion carried.

Senator Greiser moved that further consideration of Senate Bill No. 44 be indefinitely postponed, which motion was declared lost.

Senator Watt moved that Senate Bill No. 44 be amended as follows: Page 1 of the printed bill, line 3, strike out the word "five" and insert in lieu thereof the word "three".

Senator Watt requested a roll call on his motion, which request was granted.

ROLL CALL

The question being on Senator Watt's motion the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Hill	Olson, Mountrail
Beaton	Isaak	Owings
Bilden	Kamrath	Streibel
Blank	Kehoe	Stucke
Braun	Morgan, Richland	Thatcher
Bridston	Nelson, Dickey	Topp
Brunsdale	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Watt
Greiser	O'Brien	Young
Guenther	Olson, McHenry	

Those voting in the negative were:

Aandahl	Fowler	Nelson, Grand Fks.
Bond	Ginter	Raschko
Brant	Gronvold	Rue
Dahl	Lavik	Solberg
Drew	Lofthus	Troxel
Feton	Morgan, Walsh	Wog
Foss		

Absent and not voting:

Page

So the amendment was declared adopted.

Senator Watt moved that the rules be suspended and Senate Bill No. 44 be considered properly re-engrossed, as amended, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Raschko
Blank	Guenther	Rue
Bond	Hill	Solberg
Braun	Kamrath	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young

Those voting in the negative were:

Brant	Lofthus	Owings
Isaak	Nelson, Renville	Streibel

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senator Watt: Mr. President, I want to explain my vote. I realized that this bill was going to pass but considering that I succeeded in amending it, I am going to vote aye, though in principle I am opposed. But we are getting the best deal possible out of it. Therefore I vote "aye".

Senator Gronvold moved that the vote by which Senate Bill No. 44 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 19. 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 second time.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Page

So the bill passed and the title was agreed to.

Senator Dahl requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Dahl moved that the remarks of T. H. H. Thoresen to the Senate on January 23rd be printed in today's Journal, which motion prevailed.

Hon. T. H. H. Thoresen: "Gentlemen of the Senate: I appreciate your invitation to appear before you. It is pleasant to stand upon this rostrum again and greet you collectively. The memories of the past are pleasant. In scanning the press and observing since I came here I note that your problems of today are not any different than they were four years ago. It is the ever present problem for you, as the policy forming body of our government, to find ways and means of building under the plans as laid down in a democracy operating under a republican form of government, so as to secure domestic tranquility, promote justice and provide for the general welfare of our people. Our form of government is a co-operative endeavor, wherein we collectively endeavor to do for ourselves, that which we cannot do as individuals. In such a co-operative undertaking personal desire and selfishness has no

place. Co-operation and selfishness do not mingle. It would seem to me that in striving for this goal which is the contentment and happiness of our people, you should not be over concerned as to the sum total of what your plans for the future may cost. The people of North Dakota have implicit confidence in your ability, your honesty and sincerity. It is for you in the reasonable exercise of your judgment to determine what is reasonable, necessary and desirable to do in order to promote this domestic tranquility, justice and general welfare. Money and property has no value under our system, except such as it may have in providing for ourselves and posterity, this fundamental objective of our democracy operating under a republican form of government, which as said is tranquility, peace, justice and welfare, which summed up is the desire of all mankind—happiness.

I commend you and congratulate the people of North Dakota upon your willingness to serve. You give freely of your time, energy and ability for which we are truly grateful. If in this endeavor, I may be of service to you — however small — I shall be happy to join you in building for our mutual happiness.

I thank you for this honor and wish you much success.”

MESSAGE FROM THE HOUSE

Senate Chamber,
Bismarck, January 24, 1941.

Mr. President: I have the honor to return:

SENATE C. R. No. “C”
SENATE C. R. No. “A”

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House Chamber,
Bismarck, January 24, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections, and Declaring an Emergency.

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

C. R. VERRY, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, January 24, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 41. A Bill for an Act to Divide the State of North Dakota into Two (2) Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, January 24, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, January 24, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Senate Bill No. 7. 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. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

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

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

NINETEENTH DAY

Bismarck, January 25, 1941.

The Senate convened at 2:00 P. M., the President presiding. Prayer by the Chaplain, Major S. Woodgate.

Roll Call: All Senators present except Senators Aandahl and Wog.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth Day after recess and the Eighteenth Day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Troxel presented the following resolution as forwarded by the Resolutions Committee of Hartland Local 652: Opposing any change in the gasoline tax exemption law; against repealing the anti-deficiency judgment law; the anti-incorporation law; and the law giving the Hail Insurance Department prior lien for hail taxes, which were referred to the Committee on Tax and Tax Laws.

Senator Bond presented the two following communications from the New Ota Farmers Union Local No. 1131: the first a resolution opposing the repeal of the Anti-Deficiency Judgment Law and the Anti-Corporation Farming Law, which were referred to the Committee on Tax and Tax Laws.

And a resolution urging the enactment of a law forbidding hunters entering private property without permission during hunting season, which was referred to the Committee on Game and Fish.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that Senate Concurrent Resolution "A," also Senate Concurrent Resolution "C," were delivered to the Secretary of State for his approval at the hour of 10:35 o'clock A. M., January 25, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engross-

ment respectfully report that they have examined the following bill:

Senate Bill No. 44.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, January 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, January 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Senate Bill No. 19. 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. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

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

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, January 25, 1941.

Mr. President: I have the honor to return:

SENATE CONCURRENT RESOLUTION "B"

Which the House has amended.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, January 25, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "F." A Concurrent Resolution

Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

Which the House has adopted.

C. R. VERRY, Chief Clerk.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Agriculture and Livestock to whom was referred Senate Bill No. 59, have had the same under consideration and recommend that the same be amended as follows:

In line 12 after the word livestock add, "or wool."

In line 13 after the word livestock add, "or wool."

In line 16 after the word livestock add, "or wool."

In line 19 after the word livestock add, "or wool."

In line 20 after the word livestock add, "or wool."

In line 46 strike out the period and add a comma and change the capital "T" in "the" to a small "t."

In line 105 strike out the figures \$10.00 and insert the figure \$5.00 in lieu thereof.

In line 115 strike out the figures \$50,000 and insert \$25,000 in lieu thereof.

And when so amended recommend the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 43, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Lands to whom was referred Senate Bill No. 51, have had the same under consideration and recommend that the same be amended as follows:

In line 56 after the word sale insert the following "shall be the same as"

In line 62 after the word section strike out the numeral 6 and insert in lieu thereof the number 5.

And when so amended recommend the same do pass.

GUST TWETEN, Chairman.

Senator Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 20, have had the same under consideration and recommend that the same be amended as follows:

In line 3, strike out the figures "\$91,000.00" and insert in lieu thereof the figures "85,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 25, have had the same

under consideration and recommend that the same do pass.
 WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 28, have had the same under consideration and recommend that the same do pass.
 WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Introduced by Senator Streibel:

Senate Bill No. 65. A Bill for an Act Imposing a Tax Upon Tickets for Admission to All Theaters, Movies, Pin Alleys, Ball Alleys, and Other Places of Amusement; Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Introduced by Senator Thatcher:

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Live Stock.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Fowler moved that the Senate concur in the House amendment to Concurrent Resolution "B", which motion prevailed.

Senator Fowler moved that the rules be suspended and that Concurrent Resolution "B" be considered properly re-engrossed, as amended, and placed upon second reading and final passage, which motion prevailed.

SECOND READING OF CONCURRENT RESOLUTIONS

Concurrent Resolution "B" was read the second time.

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Rue
Braun	Lavik	Solberg
Bridston	Lofthus	Streibel
Brunsdale	Morgan, Richland	Stucke
Dahl	Morgan, Walsh	Thatcher
Drew	Nelson, Dickey	Topp
Flatt	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten

Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Young
Greiser		

Absent and not voting:

Aandahl	Feton	Wog
---------	-------	-----

So the resolution passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections, and Declaring an Emergency.

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

Senator Watt moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-FIRST DAY

Bismarck, January 27, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Hildebrand Eickhoff.
Roll Call: All Senators present except Aandahl.

MESSAGE TO THE HOUSE

Senate Chamber,

Bismarck, January 27, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolution "B."

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth day and find the same correct.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A resolution was received by Senator Feton from the Stutsman County Board of Commissioners and by Senator Topp from the Foster County Board of Commissioners, asking that restrictions on weight and size of motor vehicles on public highways be continued, which were referred to the Committee on Highways.

A resolution was received by the Lieutenant Governor from the Resolutions Committee of a public meeting in support of flood control and conservation projects of the Red River of the North Drainage Area, held at Thief River Falls, Minnesota, on December 13, 1940, requesting appropriation in the interest of flood control and conservation and expressing appreciation for aid given, which was referred to the Committee on Irrigation and Drainage.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 20.

Senate Bill No. 51.

Senate Bill No. 59.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "F."

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which, motion prevailed, and the report was adopted.

FIRST READING OF SENATE BILLS

Introduced by Senator Morgan of Walsh:

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

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

Introduced by Committee on State Affairs:

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund.

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

Introduced by Committee on State Affairs:

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

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

Introduced by Senator Brant:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Introduced by Senator Olson of Mountrail:

Senate Bill No. 71. A Bill for an Act to Repeal Section 2212 of the 1925 Supplement to the 1913 Compiled Laws, as Said Act Is Amended by Chapter 271 of the Laws of 1927 and Re-amended by Chapter 121 of the Laws of 1931, Relating to the Duties of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Fowler requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Fowler moved that the action by which the report of the Standing Committee on Tax and Tax Laws on Senate Bill No. 50 was adopted be reconsidered, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Introduced by Committee on State Affairs:

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide for an Appointive Board to Manage the Permanent Funds of the State, Abolishing the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

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

That the following proposed amendment to the Constitution of the State of North Dakota is agreed to and that the same be submitted to the qualified electors of the State of North Dakota for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota, as amended.

SECTION 1. The control of the appraisal, sale, rental and disposal of all lands belonging to the permanent funds of the State, and the direction of the investment of the fund arising therefrom in the hands of the state treasurer, shall be vested in such appointive board as shall be created by the Legislative Assembly or initiated measure.

SECTION 2. The appraisal of lands belonging to the permanent funds of the state, shall be conducted in the manner which shall be prescribed by the Legislative Assembly or by initiative measure.

SECTION 3. Sections 156 and 157 of the Constitution of the State are hereby repealed.

SECTION 4. Until an appointive board has been created by the Legislative Assembly or by initiated measure to assume the functions and duties referred to in Section 1 of this amendment, such functions and duties shall be performed by the Board of University and School Lands as provided by Section 156 of the Constitution of the State.

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

**FIRST READING OF SENATE MEMORIAL
RESOLUTIONS**

Introduced by Senators Brunsdale, Fowler, Feton:
SENATE MEMORIAL RESOLUTION "D"

WHEREAS, The late Senator Henry Leum, of the eighth legislative district, was called to his eternal reward on July 23, 1940; and

WHEREAS, He served as a member of the House in the Twenty-Fifth Legislative Assembly and as a member of the Senate in the Twenty-Sixth Legislative Assembly; and

WHEREAS, His tenure of public office has always been characterized by a high degree of devotion to those principles of good government which are essential to its efficient and honest administration, and by a sincere endeavor on his part to further the well being of all in state and local matters:

THEREFORE BE IT RESOLVED, By the Senate that we express our heartfelt appreciation for the valuable services rendered by our distinguished citizen; and that we express our keen sorrow at his passing; and

BE IT RESOLVED, That we extend to his wife, Mrs. Clara Leum, his sons, Paul, Mark, and Neil, our sincere sympathy; that this resolution be printed in the Journal and an engrossed copy of same be sent to his family at Mayville, North Dakota.

Senator Brunsdale moved that Senate Memorial Resolution "D" be adopted by a rising vote, which motion prevailed and the resolution was declared adopted.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, January 25, 1941.

Mr. President: The House requests the return of House Concurrent Resolution No. 29, for further consideration.

C. R. VERRY, Chief Clerk.

Senator Bridston moved that House Concurrent Resolution No. 29 be returned to the House, as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, January 27, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 29. Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Articles 41 and 48 of the Amendments Thereof, Relating to County Officers.

Which the House has requested to be returned.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such

Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Aandahl

So the bill passed and the title was agreed to.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Beaton	Gronvold	O'Brien
Bilden	Guenther	Olson, McHenry
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Morgan, Richland	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Greiser	Nelson, Renville	Young

Those voting in the negative were:

Adam	Olson, Mountrail	Thatcher
Ginter		

Absent and not voting:

Aandahl	Braun	Rue
---------	-------	-----

So the bill passed and the title was agreed to.

Senator Tweten moved that Senate Bill No. 51 be amended as follows: In line 37, page 3, section two at the end of the line after the word "Liens" insert "and labor liens", which motion prevailed.

Senator Tweten moved that the rules be suspended and Senate Bill No. 51 be considered properly re-engrossed, and placed on second reading and final passage, which motion prevailed.

Senate Bill No. 51. A Bill for an Act Creating a Lien in Favor of the State for All Rentals Due From, and For All Damages Done by Tenants or Trespassers Upon Lands Belonging to the State of North Dakota and Being a Part of the Permanent School Fund Upon All Crops Raised By, and Upon All Buildings, Structures, Fences or Other Improvements Put Upon Leased or Occupied Lands, By Tenants or Trespassers Upon Such Lands; Providing for the Priority and for the Enforcement and Satisfaction Thereof and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Beaton	Ginter	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Rue
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Adam	Nelson, Dickey	Olson, Mountrail
Greiser	Nelson, Renville	Solberg

Absent and not voting:

Aandahl

So the bill passed and the title was agreed to.

Senator Adam: Mr. President, I want my remarks recorded. Page 2, lines 12 to 16 whereby the state has a lien on buildings, structures, fences and all other improvements put upon such lands by the tenant, or trespasser to secure the amount due for such rentals or damages. It is just

another rope around the neck of a helpless farmer. I vote "No".

Senator Greiser: Mr. President, I believe if the Board of University and School Lands has fieldmen enough to supervise this department, we wouldn't need this law. I vote "No".

Senator Solberg: Mr. President, Due to the hardship of our tenants in the state it is tough enough for them' now, without making it any tougher. I vote "No".

Senate 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter	O'Brien	

Absent and not voting:

Aandahl Page

So the bill passed and the title was agreed to.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg

Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Aandahl

So the bill passed and the title was agreed to.

Senator Fowler requested that the Senate be on the Fifth Order of Business, for the purpose of considering the report of the Committee on Tax and Tax Laws on Senate Bill No. 50, which request was granted.

REPORT OF STANDING COMMITTEE

Mr. President: A majority of your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 50, have had the same under consideration and recommend that the same be amended as follows:

In the printed bill in line 12 of the title and in lines 15 and 16 of Section 1, strike out the word "gasoline" where same occurs and insert in lieu thereof the words "motor vehicle fuels."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Mr. President: A minority of your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 50, have had the same under consideration and recommend that the same be indefinitely postponed.

ROB. GREISER
 AXEL OLSON
 GUST TWETEN
 GOTTLIEB ISAAK

Senator Fowler moved that the report of the majority of the Committee on Tax and Tax Laws, on Senate Bill No. 50, as amended, be adopted.

Senator Olson of Mountrail made a substitute motion that the report of the minority of the Committee on Tax and Tax Laws, on Senate Bill No. 50, be adopted.

Senator Olson of Mountrail requested a roll call on his motion, which request was granted.

ROLL CALL

The question being on the motion of Senator Olson of Mountrail, the roll was called and there were ayes, 14; nays, 34; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Nelson, Dickey	Owings
Beaton	Nelson, McKenzie	Streibel
Greiser	Nelson, Renville	Stucke
Isaak	Olson, McHenry	Tweten
Kamrath	Olson, Mountrail	

Those voting in the negative were:

Bilden	Fowler	O'Brien
--------	--------	---------

Blank	Ginter	Page
Bond	Gronvold	Raschko
Brant	Guenther	Rue
Braun	Hill	Solberg
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Grand Fks.	Young
Foss		

Absent and not voting:

Aandahl

So the motion of Senator Olson of Mountrail was declared lost.

The question being now on Senator Fowler's motion that the report of the majority of the Committee on Tax and Tax Laws on Senate Bill No. 50, as amended, be adopted, a vote was taken and the motion prevailed.

Senator Watt requested that Senate Bill No. 50 be re-referred to the Committee on Appropriations, which request was granted by the presiding officer.

The President announced that the Senate would be on the Twelfth Order of Business.

SECOND READING OF HOUSE BILLS

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter	O'Brien	

Absent and not voting:

Aandahl Raschko

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, January 27, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senator Young moved that the Senate recess until 1:00 P. M., January 28th, for the purpose of going into a joint session with the House to hear a message from the Governor, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-FIRST DAY AFTER RECESS AND TWENTY-
SECOND DAY

Bismarck, January 28, 1941.

The Senate re-convened at 1:00 P. M., pursuant to recess taken on January 27th.

A messenger from the House informed the Senate that the House was now ready to receive the Senate in a joint session to hear a message from Governor John Moses.

Senator Fowler moved that the Senate be in recess until the close of the joint session, after which the Senate stand adjourned, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-SECOND DAY

Bismarck, January 28, 1941.

The Senate convened at 2:00 P. M., the President presiding. Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-first day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A resolution received by Senator Greiser from a group of business men, truckers and draymen in the Thirty-sixth Legislative District opposing any legislation increasing the size, weight, etc. of motor vehicles operating for hire on the highways of this state, was referred to the Committee on Highways.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 51.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engraving respectfully report that they have examined the following bills:

Senate Memorial Resolution "D".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 12, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 26, have had the same under consideration and recommend that the same be amended as follows:

In line 3, strike out the figures "\$33,000.00" and insert in lieu thereof the figures "\$29,030.00."

In line 14, strike out the figures "\$23,280.00" and insert in lieu thereof the figures "\$19,310.00."

In line 17, strike out the figures "\$33,000.00" and insert in lieu thereof the figures "\$29,030.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE

Mr. President: A Majority of your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 62, have had the same under consideration and recommend that the same be amended as follows:

In line eight (8) of the printed bill strike the words "were levied" and insert in lieu thereof the words "are delinquent."

A. W. FOWLER, Chairman

P. W. BLANK

G. F. DREW

E. H. BRANT

G. I. FETON

M. J. RASCHKO

C. N. BRUNSDALE

GUST WOG.

And when so amended recommend the same do pass.

Mr. President: A Minority of your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 62, have had the same under consideration and recommend that the same be indefinitely postponed.

AXEL OLSON

IVER SOLBERG

GUST TWETEN

ROB GREISER

M. R. YOUNG

FRED G. AANDAHL.

Senator Fowler moved that the report of the majority of

the Committee on Tax and Tax Laws on Senate Bill No. 62, be adopted.

Senator Olson of Mountrail made a substitute motion that the report of the minority of the Committee on Tax and Tax Laws on Senate Bill No. 62, be adopted. Senator Page made a substitute motion that Senate Bill No. 62 be re-referred to the Committee on Tax and Tax Laws, which motion carried.

FIRST READING OF SENATE BILLS

Senator Flatt introduced (By request):

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 8 of the 1939 Session Laws Relating to Unfair Discrimination Purchase Certain Farm Products; Repealing Acts in Conflict, and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senator Dahl introduced (By request):

Senate Bill No. 73. A Bill for an Act Regulating the Membership and Procedure of Political Party Conventions; Providing for the Election of Members of County, State, and National Central Committees and of Delegates and Alternates to National Conventions; Providing That Conventions Shall Determine the Names to Be Printed Upon Primary Election Ballots of Political parties; Providing a Penalty for Signing a False Certificate; Amending Section 889 of the Compiled Laws of 1913, and Section 890 of the Compiled Laws of 1913, as Amended by Chapter 125 of the Session Laws of 1929; and Repealing Section 855 of the Compiled Laws of 1913, and Section 862 of the Compiled Laws of 1913, and Chapter 135 of the Session Laws of 1935 as Amended by Chapter 143 of the Session Laws of 1939, and All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Was read the first time and referred to the Committee on Elections.

Senate Bill No. 73 was ordered by the presiding officer not to be printed until after consideration by the Committee on Elections.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, January 28, 1941.

Mr. President: I have the honor to transmit:

HOUSE CONCURRENT RESOLUTION "B"

Which the House has adopted and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION "B"

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign Senate Memorial Resolution "D," and the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, January 28, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Senate 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.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Senate Bill No. 51. A Bill for an Act Creating a Lien in Favor of the State for All Rentals Due From, and For All Damages Done by Tenants or Trespassers Upon Lands Belonging to the State of North Dakota and Being a Part of the Permanent School Fund Upon All Crops Raised By, and Upon All Buildings, Structures, Fences or Other Improvements Put Upon Leased or Occupied Lands, By Tenants or Trespassers Upon Such Lands; Providing for the Priority and for the Enforcement and Satisfaction Thereof and Declaring an Emergency.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, January 28, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senator Nelson of Grand Forks moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-THIRD DAY

Bismarck, January 29, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-first day after recess and the Twenty-second day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was received by Senator Bridston from a number of firms in Grand Forks requesting the Senate to prevent the passage of House Bill No. 41, increasing length and tonnage of truck transports, which was referred to the Committee on Highways.

Senator Solberg presented communications from thirty residents of Williams county asking for the passage of House Bill No. 41 making our laws compare with Montana and Minnesota, which were referred to the Committee on Highways.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 26.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that Senate Memorial Resolution "D" was delivered to the Secretary of State for his approval at the hour of 3:00 o'clock P. M., January 29, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 58, have had the same under consideration and recommend that the same be amended as follows:

In line 22, strike out the word "or" and insert in lieu thereof the word "and".

In line 25, strike out the figures Three Dollars ("\$3.00") and insert in lieu thereof the words and figures Two Dollars ("\$2.00").

In line 48, strike out the words and figures, "Twenty Dollars (\$20.00)" and insert in lieu thereof the words and figures "Ten Dollars (\$10.00)," also the words and figures "Ten Dollars (\$10.00)" and insert in lieu thereof the words and figures "Five Dollars (\$5.00)."

In line 50, insert after the comma the following "that such salary does not exceed Fifty Dollars (\$50.00) in any one year, except in districts containing more than four townships and operating ten or more schools, the salary shall not exceed Two Hundred Dollars (\$200.00) and provided further"

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 21, have had the same under consideration and recommend that the same be amended as follows:

In line 3, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$8,000.00."

In line 6, strike out the figures "\$45,274.00" and insert in lieu thereof the figures "\$42,275.00."

In line 10, strike out the figures "\$13,818.50" and insert in lieu thereof the figures "\$12,568.75."

In line 17, strike out the figures "\$9,960.00" and insert in lieu thereof the figures "\$7,960.00."

In line 20, strike out the figures "\$34,170.00" and insert in lieu thereof the figures "\$31,171.00."

In line 21, strike out the figures "\$55,274.00" and insert in lieu thereof the figures "\$50,275.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred S. C. R. No. 1, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 12, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred S. C. R. No. 4, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, January 29, 1941.

Mr. President: I have the honor to return herewith the following bill which the House has indefinitely postponed:

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, January 29, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "D".

Which the House has adopted and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, January 29, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

House Bill No. 32. A Bill for an Act to Repeal Chapter 51 of the Session Laws of the State of North Dakota for the Year 1933, Establishing a Tannery at the Penitentiary of the State of North Dakota, and Declaring an Emergency.

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reser-

vation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

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

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

Senator Morgan of Walsh introduced:

Senate Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1518 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for the Retirement of Teachers Eligible to an Annuity Under the Teachers' Insurance and Retirement Act; and Making Ineligible for Such Annuity Persons Receiving Any Compensation from the Federal Government, State of North Dakota, Local Subdivisions, and Their Departments, Institutions and Agencies.

Was read the first time and referred to the Committee on Education.

Senators Topp and Dahl introduced:

Senate Bill No. 75. A Bill for an Act to Repeal Subdivision Nine (9) of Section Three (3) of Chapter 241, Session Laws of 1939, Relating to Exemption from Use Tax.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Thatcher introduced: (By request)

Senate Bill No. 76. A Bill for an Act Establishing a Board to Be Known As the Board for Vocational Assistance for the Blind; Making an Appropriation for a Revolving Loan Fund in the Sum of \$30,000.00; Describing Qualifications for Participants Therein, and Defining Duties and Powers of the Vocational Assistance Board.

Was read the first time and referred to the Committee on Public Welfare.

Senator Morgan of Walsh introduced:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 221 of the Session Laws of North Dakota for the Year 1935, Providing for the Appointment of Members of the State Board of Public Welfare.

Was read the first time and referred to the Committee on Public Welfare.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Braun, Nelson of Grand Forks, Bridston and Blank introduced:

Senate Bill No. 80. A Bill for an Act to Regulate and Control the Barber Shop Business of the State of North Dakota; Conferring Upon the State Board of Barber Examiners Powers and Jurisdiction with Relation Thereto, Defining Such Powers, Jurisdiction and Duties; Authorizing the Said Board to Approve Hours and Price Schedules and to Make Orders Fixing Maximum Hours and Minimum Prices for Barber Services; Providing for Judicial Review of Such Acts of Said Board; Providing Penalties for the Violation of This Act.

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

The Committee on Public Welfare introduced:

Senate Bill No. 81. A Bill for an Act to Regulate the Employment of Child Labor; Providing for the Enforcement of Such Act; and Prescribing Penalties for the Violation Thereof; and Repealing Chapter 155 of the Session Laws for the Year 1923; Being Sections 1404 to 1414 of the 1925 Supplement to the Compiled Laws of 1913.

Was read the first time and referred to the Committee on Public Welfare.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Education introduced:

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and

Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Was read the first time and referred to the Committee on Education.

Senators Olson of Mountrail and Ginter introduced:

Senate Bill No. 84. A Bill for an Act Prohibiting the Sale, Giving Away and Consumption of Intoxicating Liquor as a Beverage in Any Place in This State Where Other Commodities Are Sold at Retail Providing Penalty for Violation.

Was read the first time and referred to the Committee on Temperance.

Senator Owings introduced:

Senate Bill No. 85. A Bill for an Act Requiring Insurance Companies, Before Paying Any Losses Upon Property, Covered by Fire or Windstorm Insurance, Written by Them, to Determine Prior to Paying Such Losses, the Taxes Owing Upon the Insured and Destroyed Property, Both Real and Personal, and Requiring All Such Delinquent Taxes to Be a First and Prior Lien Upon the Destroyed Property of Such Insured, and Requiring the Payment of Such Taxes from Such Insurance, Fixing the Insurer's Liability for Failure to Comply Therewith, and Providing That Actions May Be Brought by the Counties for the Collection of Such Taxes From the Insured; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

Senator Drew requested permission to have Senate Bill No. 81 mimeographed instead of printed for the present, which request was granted.

FIRST READING OF SENATE RESOLUTIONS

Senators Kehoe and Fowler introduced:

Senate Concurrent Resolution No. 5. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide That the Governor or Legislative Assembly Shall Have Authority to Require Advisory Opinions From the Supreme Court.

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

That the following proposed amendment to the Constitution of the State of North Dakota is agreed to and that the same be submitted to the qualified electors of the State of North Dakota for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota, as amended.

SECTION 1. The Governor or the Legislative Assembly by a majority vote of the members elect of each branch shall have authority to require the opinion of the Supreme Court upon important questions of law involved in the exercise of their executive or legislative powers and upon solemn occasions.

Was read the first time and referred to the Committee on Judiciary.

Senators Feton, Fowler and Brunsdale introduced:

SENATE MEMORIAL RESOLUTION "E"

WHEREAS, The late Senator B. W. Lemke was called by death on November 30, 1940; and,

WHEREAS, He had served the Twenty-second Legislative District for two terms as a Representative, and was a Member of the Senate for three sessions, during which time he was prominently associated with much of the more important phases of legislation during a critical time in the State's history:

THEREFORE, BE IT RESOLVED, By the Senate, that we express our appreciation for the qualities of good citizenship which always characterized his work; and for his adherence to high ideals and a sincerity of purpose during his tenure of office; and,

BE IT FURTHER RESOLVED, That the Senate convey to his brothers and sisters the keen sorrow it feels at his passing; and that a copy of this resolution be forwarded by the Secretary of the Senate to them as follows:

Honorable William Lemke, Fargo, North Dakota.

Honorable Henry Lemke, Devils Lake, North Dakota.

Mr. Fred Lemke, Medicine Hat, Saskatchewan, Canada.

Mrs. R. T. Muir, Rock Lake, Idaho.

Mrs. C. F. Clark, Fort Benton, Montana.

Mrs. J. C. Shotton, c/o Mrs. Henry Botz, Cando, North Dakota.

Mrs. Henry Botz, Cando, North Dakota.

Senator Brunsdale moved that Senate Memorial Resolution "E" be adopted by a rising vote, which motion prevailed and the resolution was declared adopted.

Senator Dahl requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Dahl moved that the pages gather up the report of the Code Commission that are on the Senators' desks and return to Mr. Kuhfield, which motion prevailed.

Senator Gronvold moved that the President appoint a committee of two to escort former Senator Ole Ettestad to the rostrum, which motion prevailed, and the Chair appointed as such committee Senators Gronvold and Fowler.

Mr. Ettestad then addressed the Senate.

Mr. Ettestad: "Lieutenant Governor and Members of the Senate: I am glad to be back here again, and to be on my feet after being in bed as long as I have been. It seems nice to get back and meet old friends. I know that the people throughout the country expect a whole lot from you people in order to save the state under the present condition. They seem to have an idea that there is no limit to what you can do. I know you are going to save it—we always saved it before, and there is no reason you can't do it now! As soon as you are organized and you set up what you expect to do with regard to your income and budget, you are going to get resolutions from everywhere and from everybody—they have got to have more money! There is only a certain amount of income in North Dakota which is, of course, mainly produced from agriculture. In order to raise money you have got to raise more taxes, which is your biggest problem.

All of the taxes are directly or indirectly coming from agriculture—the only place where it can be taken. I don't claim that the farmers are the only taxpayers. I claim that every man that is rendering service to the State of North Dakota is helping to pay taxes, though it all comes from agriculture whether you are a blacksmith, stock buyer, business man or doctor, you are still helping to produce and every man that renders services is doing something to help pay taxes in North Dakota. I don't like the idea that a farmer is paying all the taxes. I claim that every man that renders services is helping equally to pay taxes. In order to raise these taxes you have got to shift around, and add other taxes. We have sales taxes and nuisance taxes and I suppose you are going to figure out a gross income tax. Agriculture represents just one great big cow that does all the producing. No matter what teat you milk, it comes from the same old cow. I have heard them say that we must have a change in our tax system—it is worn out. The old tax system is not worn out—it is the new fangled taxes that we can't carry on any more. We put on a sales tax and it comes from the same place and if you put on a gross income teat and strip a little more they are going to get that cow dry. There is only one hope and that is: Get parity for home consumption and I haven't seen a business man in the state but what they are all satisfied that we should have parity for agriculture so we can pay the taxes. There is no use trying to add more taxes when there is no income. The legislature has to try to figure out the best way you can for those taxes that have to be paid, as gradually it is going to be a heavier burden. It is not old taxes that are bothering me. I just bought a new tractor and I had to pay \$28.00 sales tax. Because it is new they had to levy \$12.00 more than on an older one, that makes \$40.00. It cost me \$10.00 more to operate, that makes \$50.00. Then they tell me that a man that smokes cigarettes must pay about \$35.00 a year in cigarette taxes. On top of that, an ordinary man has got to have a little to drink and snuff and I figure out that if my wife smoked it would be another \$20.00 taxes. And when we get done I have \$150.00 taxes on all these nuisance taxes and that is what hurts me much more than when a farmer has got to pay \$35.00 on his farm. They shed tears for the poor farmers for \$35.00 and they forget about other taxes. There is only one way to do and I believe that every business man and everybody else in North Dakota, and even in the United States by this time is personally in favor of having the farmers get cost of production. I question sometimes whether the cost of \$1.12 is enough. I see what everyone gets and the federal government is right and \$1.12 for wheat and other things in proportion is all right and there would be good times in North Dakota inside of five years and everybody would be back on their feet.

As to old age pensions—sometimes I feel a little guilty. I hope I don't need it. After all, us old fellows made conditions as they are and maybe we won't be entitled to any help. The young people have plenty of trouble now to pay the old debts and carry along with their families but if they should have old age pension, I figure out that in North Dakota every time we sell something outside of the state, there is a profit made in another state. I see where President Roose-

velt is willing to bring the old age pension to \$30.00 a month if it can be met by the state. But I think if we have a pension of \$15.00 a month in Washington and \$15.00 that could be matched in North Dakota, we could get something back. But it makes no difference, \$30.00 a month or \$100.00 a month, if we can't match it, it don't help North Dakota so I think if we could get a system down there it would help. We scare them with the \$200.00 and they think too much about it. I think if we could get \$15.00 a month and another \$15.00 to match that it would work out pretty good.

Now I sometimes need some of these professors to help me figure out some of these things. In North Dakota in 1924, there were \$280,000,000.00 in income. In 1934 there were \$71,000,000.00. Now if the income keeps going down at that rate and taxes go up some day we are going to break down the cow that is furnishing the milk for North Dakota. I had to go to the Tax Commissioner in order to find out for sure how long it would take me raising wheat for \$1.12 and selling it for seventy cents to pay my gross income tax. They figured it out all right but lots of these figures don't always look right to me.

I don't think I am going to take up any more time. You are busy. You have plenty to do I know. Every member who comes down to this legislature means to try and do his best, regardless of political faction. There might be forty-nine different opinions how best to do it, but I have never found where anybody came to the legislature to try and put anything over on the people of this state, but he is always ready to do the best he can and that is all that anybody can do. If conditions ever change so we can have more income we won't have any trouble about taxes. Every taxpayer will be glad to pay. They can't pay if there is not enough income to pay.

I thank you for this little opportunity to talk to you and I don't want to take up your time because you have more than you can tend to. I thank you."

SECOND READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke

Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Owings

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Concurrent Resolution "D".

Was read the first time.

Senator Braun moved that the Senate concur in House Concurrent Resolution "D", which motion prevailed.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 26. A Bill for an Act Making it a Mis-

demeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 32. A Bill for an Act to Repeal Chapter 51 of the Session Laws of the State of North Dakota for the Year 1933, Establishing a Tannery at the Penitentiary of the State of North Dakota, and Declaring an Emergency.

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

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

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

The President announced that the Senate would be on the Eighth Order of Business.

Senator Bond moved that the privileges of the floor be extended to about eighty young people who are visiting the Legislative Assembly today from the Minot Teachers College, which motion prevailed.

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-FOURTH DAY

Bismarck, January 30, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Hildebrand Eickhoff.

Roll Call: All Senators present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Third day and recommends that the same be corrected as follows:

Line 17, page 117, change the figures "44" to read "41".

Page 118, strike out paragraphs three and four of the report of the Committee on Education on Senate Bill No. 58, and insert the following:

In line 48, strike out the words and figures, "Twenty Dollars" (\$20.00) and insert in lieu thereof words and figures "Ten Dollars" (\$10.00), also the words and figures, "Ten Dollars" (\$10.00) and insert in lieu thereof the words and figures, "Five Dollars" (\$5.00).

In line 50, insert after the comma the following "that such salary does not exceed Fifty Dollars (\$50.00) in any one year, except in districts containing more than four townships and operating ten or more schools, the salary shall not exceed Two Hundred Dollars (\$200.00) and provided further"

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary read a letter from Dr. Pearl V. Matthaui, which had been received by Senator Streibel thanking the Senate for Memorial Resolution "B".

Senator Streibel moved that this letter be printed in the Journal, which motion prevailed.

THURSDAY, JANUARY 30, 1941

117

SAN ANTONIO STATE HOSPITAL
Lock Box 1840
San Antonio, Texas

January 25, 1941.

Hon. Oscar W. Hagen
President of the Senate
Bismarck, North Dakota

Dear Senator:

This is to gratefully acknowledge SENATE MEMORIAL RESOLUTION "B", a copy of which was sent to me by Dr. D. W. Matthaei.

We do so greatly appreciate this message of sympathy coming from the North Dakota Legislative Body with which our beloved brother, Wesley, was so actively associated.

I so well recall many happy days spent with Wesley in Bismarck when the Legislature was in session and know what his friends in the Senate meant to him.

The thoughtfulness and manner in which this Legislature has permanently honored our brother is a source of comfort and satisfaction to each of his relatives.

Very sincerely yours,
PEARL V. MATTHAEI, M. D.

PVM:LH

cc to:

Senator Streibel
Bismarck, North Dakota

Two resolutions were presented by Senator Bond from the Eureka Local, Ward County Farmers Union. One opposing the repeal of the Anti-Deficiency Judgment Law, which was referred to the Committee on Tax and Tax Laws.

And one opposing the repeal of the Anti-Corporation Farming Law, which was referred to the Committee on Tax and Tax Laws.

Two resolutions were presented by Senator Troxel from the Foxholm Farm Town Club. One opposing an appropriation for the state fair at Minot, which was referred to the Committee on Appropriations.

And one opposing the prohibition of spot light hunting, which was referred to the Committee on Game and Fish.

A resolution was presented by Senator Troxel from the Center-McVille Lutheran Brotherhood opposing the sale of beer on Sunday, which was referred to the Committee on Temperance.

A telegram was received by Senator Olson of Mountrail from Mrs. A. Wingey stating that a county wide Farmers Union meeting held in Stanley on January 27th were unanimously agreed against a repeal of the Anti-Deficiency Judgment Law; the Anti-Corporation and Hail Insurance, which were referred to the Committee on Tax and Tax Laws.

Senator Olson of Mountrail also presented a telegram from John Breslin, Secy. of Osborne Local 467, Farmers Union, stating that local was opposed to any change in the Anti-Corporation Farming Law, or any change in the Deficiency Judgment Law, which were referred to the Committee on Tax and Tax Laws.

A communication received by Senator Olson of Mountrail

from eighty-four members of Farmers Union Local No. 459 opposing any change in the Deficiency Judgment Law, and the Corporation farming law, was referred to the Committee on Tax and Tax Laws.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, January 30, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, January 30, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, January 30, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

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

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, January 30, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

Which the House has adopted and your favorable consideration is respectfully requested.

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bill:

Senate Memorial Resolution "E".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 21.

Senate Bill No. 58.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred Senate Bill No. 67, have had the same under consideration and recommend that the same be amended as follows:

On line 49 of the printed Bill strike out the word "by" and insert in lieu thereof the word "to" and when so amended recommend same for passage.

And when so amended recommend the same do pass.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 6, have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 2, after the word "Treasury," strike out the comma and insert the following language: "collected from Coal Mine license fees,"

In line 23, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 29, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00"

In line 30, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 31, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 23, have had the same under consideration and recommend that the same be amended as follows:

In line 13, after the words "fairs," strike out the period, insert a semicolon (;) and the following language: "provided that if any one of the above mentioned Fairs does not hold the official 4-H Club Fair, the proportionate share of

the appropriation of said Fair shall go to any other 4-H Club Fair held in that District."

Number all lines in numerical order.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 32, have had the same under consideration and recommend that the same be amended as follows:

Section 1, Line 11, strike out the word "the".

Section 1, Line 12, strike out the words "Beer Commissioner,".

In line 26, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$8,000.00."

Strike out all of line 31.

In line 38, strike out the figures "\$51,950.00" and insert in lieu thereof the figures "\$48,950.00."

In line 41, strike out the figures "\$51,950.00" and insert in lieu thereof the figures "\$48,950.00."

In line 47, strike out the figures "\$51,950.00" and insert in lieu thereof the figures "\$48,950.00."

Re-number all lines in numerical order.

And when so amended recommend the same do pass.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 31, 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 Continue the Code Revision Commission; Requiring a Report Therefrom; Reappropriating Moneys Heretofore Appropriated; Making an Additional Appropriation; Providing for Disbursements; and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. CODE REVISION COMMISSION
1a CONTINUED.)

2 That the Code Revision Commission provided for in
2a Chapter 110,

3 Session Laws of 1939 shall continue, under the supervision
4 and direction of the Supreme Court, to perform the
4a duties re-

5 quired of it under said Chapter 110, Session Laws of 1939.

6 SECTION 2. REPORT OF COMMISSION: INCLU-
6a SION OF ACTS

7 OF TWENTY-EIGHTH LEGISLATIVE ASSEMBLY.)

7a Such Commission shall

8 make a report to the Twenty-eighth Legislative Assem-
8a bly of

9 the State of North Dakota embodying the revision of the
9a laws

10 of the State of North Dakota in accordance with the
 10a provisions
 11 of Chapter 110, Session Laws of 1939. If the proposed
 11a revised
 12 code is enacted by the Legislative Assembly, the Com-
 12a mission
 13 shall continue for the purpose of incorporating into said
 14 revised code the laws adopted by the Twenty-eighth
 14a Legis-
 15 lative Assembly.

16 SECTION 3. REAPPROPRIATION.) That all un-
 16a expended
 17 moneys remaining in the Code Revision Fund created by
 18 Chapter 110, Session Laws of 1939, be, and hereby are, re-
 19 appropriated to the Code Revision Commission for the
 19a pur-
 20 pose of continuing the work of Code revision as provided
 21 in this Act.

22 SECTION 4. ADDITIONAL APPROPRIATION.)
 22a That in addi-
 23 tion to the amounts reappropriated by Sections 3 of this
 24 Act, there is hereby appropriated out of the State
 24a Treasury,
 25 from any moneys not otherwise appropriated, the sum of
 26 \$16,880.00 or so much thereof as is necessary, to complete
 27 the work of code revision. Such amounts reappropriated
 28 and appropriated under this Act shall be placed in the
 29 Code Revision Fund created by Chapter 110, Session Laws
 30 of 1939 and used for salaries and expenses of the Code
 31 Revision Commission as set forth in said Chapter 110,
 32 Session Laws of 1939, and shall be available from and
 33 after the passage and approval of this Act and until the
 34 work of the Code Revision Commission has been finally
 35 completed, to-wit:

36 Code Commissioners' Salaries.....	\$12,000.00
37 Law Clerks.....	11,400.00
38 Stenographers	12,120.00
39 Supplies	3,967.00
40 Postage	200.00
41 Telephone & Telegraph.....	160.00
42 Machine Rental.....	100.00
43 Furniture & Fixtures.....	200.00
44 Travel	200.00

45 SECTION 5. DISBURSEMENT OF FUNDS.) That
 45a the
 46 moneys hereby appropriated and reappropriated to the
 47 Code Revision Fund and Commission shall be disbursed
 48 upon vouchers approved by the chairman of the Code
 49 Revision Commission and the Chief Justice of the
 49a Supreme
 50 Court.

51 SECTION 6. EMERGENCY.) Whereas a question has
 52 arisen regarding the disposition and use of the
 52a unexpended
 53 balance remaining in the Code Revision Fund created by
 54 Chapter 110, Session Laws of 1939, and it is necessary
 55 that the functions of the Code Revision Commission shall
 56 be uninterrupted, therefor this Act is hereby declared

57 to be an emergency Act and shall be in full force and
58 effect from and after its passage and approval.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 62, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the enacting clause and insert in lieu thereof the following: "Section 1. That hereafter no Motor vehicle license and no driver's license shall be issued within the State of North Dakota until the applicant therefor has furnished proof, by tax receipt or certified copy thereof or certificate from the County Treasurer of the payment in full of the applicant's personal property taxes for the last year for which such taxes are delinquent at the time of the application for any such license.

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 70, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 71, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that Senate Bill No. 71 be re-referred to the Committee on Tax and Tax Laws, which motion prevailed, and the bill was ordered re-referred to the committee.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 78, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

The Committee on Public Welfare introduced:

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Chapter 164 of the Session Laws of 1923, Being Sections 5099a1 to 5099a12, Both Inclusive, of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to Licensing, Inspecting, Supervising and Regulating of Maternity Homes, Hospitals with Maternity Beds and Institutions with Maternity Beds; Defining the Same; Prohibiting the Disposal of Infants; and Providing a Penalty for the Violation of Provisions of This Act; and Providing for Adminis-

tration of This Law by the State Department of Health; and Repealing All Acts or Parts of Acts in Conflict with This Act; and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Welfare.

The Committee on Insurance introduced:

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing an Option in Certain Cases.

Was read the first time and referred to the Committee on Insurance.

The Committee on Insurance introduced:

Senate Bill No. 88. A Bill for an Act Amending and Re-enacting Paragraph I of Section 4 of Chapter 162, Session Laws of 1919, as Amended by Chapter 314, Session Laws of 1931, Chapter 286, Session Laws of 1935, and Chapter 251, Session Laws of 1939.

Was read the first time and referred to the Committee on Insurance.

Senators O'Brien and Morgan of Walsh introduced:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large.

Was read the first time and referred to the Committee on Corporations.

Senators Guenther and Morgan of Richland introduced (By request):

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senators Guenther and Morgan of Richland introduced (By request):

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Was read the first time and referred to the Committee on Game and Fish.

Senators Braun, Bridston, Nelson of Grand Forks and Blank introduced:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 79 of the Session Laws of North Dakota for the Year 1933, Relating to and Prescribing Fees for Examination and Certification of Applicants for Certifi-

cates of Registration to Practice Barbering, and for Renewal and Restoration of Such Certificates.

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

Introduced by Senators Flatt and Young:

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Introduced by Senator Streibel:

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Accounts or Claims in the County where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and Prescribing Penalties.

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

Introduced by Senators Kehoe and Isaak:

Senate Bill No. 95. A Bill for an Act to Provide for the Taxation of Leasehold, Equitable, and Executory Interests in Real Property, of Which the Principal Estate is Exempt; to Provide for the Creation of a Lien in Favor of the State as Security for the Payment of Such Taxes; to Provide for the Mode of Foreclosing Such Lien; to Impose Duty to Collect Such Taxes; to Make Officials Liable for Neglect of Such Duty; to Repeal Section 2118 of the North Dakota 1913 Compiled Laws and All Acts and Parts of Acts in Conflict with This Act; and to Create an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Introduced by Senators Gronvold and Hill:

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

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

Introduced by Senators Drew, Thatcher and Kehoe:

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 1506 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1506 of the 1925 Supplement to the Compiled Laws of 1913, and to Amend and Re-enact Section 1517 of the Compiled Laws of 1913, as Amended and Re-enacted by Section 1517 of the 1925 Supplement to the Compiled Laws of 1913, Pertaining to the Teachers' Insurance and Retirement Fund.

Was read the first time and referred to the Committee on Education.

Introduced by Committee on Appropriations:

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and

Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

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

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 1; pass, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Absent and not voting:

Rue

Passed:

Nelson, McKenzie

So the bill passed and the title was agreed to.

Senate Bill No. 21. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail

Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide for an Appointive Board to Manage the Permanent Funds of the State, Abolishing the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Richland
Beaton	Foss	Morgan, Walsh
Bond	Fowler	Nelson, Grand Fks.
Brant	Gronvold	O'Brien
Braun	Guenther	Page
Bridston	Hill	Topp
Brunsdale	Kehoe	Watt
Dahl	Lavik	Wog
Drew	Lofthus	Young
Feton		

Those voting in the negative were:

Adam	Nelson, Dickey	Solberg
Bilden	Nelson, McKenzie	Streibel
Blank	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Troxel
Isaak	Owings	Tweten
Kamrath	Raschko	

Absent and not voting:

Rue

So the resolution passed and the title was agreed to.

Senator Olson: Mr. President, I want to explain my vote. I was on the committee that brought this in, and as I couldn't get any support I didn't want to bring in a minority report, but I vote "No."

Senator Greiser: Mr. President, I want to explain my vote.

I vote "No" because I believe some association is getting ready to slip something over on the voters of North Dakota.

Senator Raschko: Mr. President, I am voting "No" on this resolution for the reason that I believe it is monopolizing more powers for a board being appointed here in Bismarck — a board that knows less about values back in the counties than the county boards. Therefore I vote "No."

Senator Nelson of Dickey: Mr. President, I want to change my vote from "Aye" to "No" for the reasons stated by Senator Greiser and Senator Raschko.

FIRST READING OF HOUSE BILLS

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

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

SECOND READING OF HOUSE BILLS

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Bond	Gronvold	O'Brien
Brant	Guenther	Page
Braun	Hill	Raschko
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Grand Fks.	Young
Foss		

Those voting in the negative were:

Adam	Isaak	Owings
Beaton	Kamrath	Streibel
Bilden	Nelson, Dickey	Stucke
Blank	Nelson, McKenzie	Thatcher
Ginter	Olson, McHenry	Tweten
Greiser	Olson, Mountrail	

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Bridston moved that the vote by which House Bill No. 12 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

SENATE MEMORIAL RESOLUTION "E"

And the President signed the same in the presence of the Senate.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT. Secretary.

TWENTY-FIFTH DAY

Bismarck, January 31, 1941.

The Senate convened at 2:00 P. M., with the President presiding.

Prayer was offered by Rev. C. L. Wallace of Mandan.

Roll Call: All members present except Rue.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Fourth day and recommends that the same be corrected as follows:

Page 132, 4th line from bottom, change the figure "3" to "13".

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams were received by Senator Nelson of Renville from the Hamerly Farmers Union Local, and by Senator Olson of McHenry from the Golden Grain Farmers Union Local opposing any change in the Anti-Corporation Farming Law, which were referred to the Committee on Tax and Tax Laws.

A communication was received from the Niagara-Shawnee Agricultural Club opposing sale of beer on Sunday, which was referred to the Committee on Temperance.

Senator Isaak presented two resolutions: One from the Dunn County School Officers Association endorsing the enactment of a law providing for funds set up from rentals on lands acquired by the Bank of North Dakota and State Land Department, equal to the amount of school tax, were they on the tax list, which was referred to the Committee on Tax and Tax Laws.

And one from the Manning School District No. 31 with the same request, which was also referred to the Committee on Tax and Tax Laws.

Senator Olson of Mountrail presented two telegrams, one from the Stanley Sun and one from Claude Knickerbocker

protesting the "Jackrabbit Bill", which were referred to the Committee on Game and Fish.

Senator Olson of Mountrail also presented a telegram from the Cream Assn. signed by L. E. Derntson opposing changes in the Deficiency Judgment and Anti-Corporation bills, which was referred to the Committee on Tax and Tax Laws.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, January 31, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, January 31, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "D".

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, January 31, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 23. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Which the President has signed.

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Memorial Resolution "E"

Senate Concurrent Resolution "F"

Was delivered to the Secretary of State for his approval at the hour of 3:40 o'clock P. M., January 30, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 6,
Senate Bill No. 23,
Senate Bill No. 31,

Senate Bill No. 32,
Senate Bill No. 62,
Senate Bill No. 67.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 30, have had the same under consideration and recommend that the same be amended as follows:

Section 1, Line 3, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 37, have had the same under consideration and recommend that the same be amended as follows:

Section 1, Line 4, strike out the figures "\$7,145.00" and insert in lieu thereof the figures "\$8,105.00."

In line 10, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,760.00."

In line 15, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$900.00."

In line 19, strike out the figures "\$7,145.00" and insert in lieu thereof the figures "\$8,105.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 53, have had the same under consideration and recommend that the same be amended as follows:

In line 2, following the word State, insert the following words "has complied with the Workmen's Compensation Act, and"

After Section 1, insert the following paragraph, "Section II. Such lien shall have priority over all other liens and incumbrance upon such building, except any existing mortgage or lien thereon of record.

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 54, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred Senate Bill No. 60, have had the same under consideration and recommend that the same be amended as follows:

In line 8 of the printed bill after the word "disability" insert the following: "or who is in the Military or Naval service of the United States of America and,"

In line 16 of the printed bill, after the word "disability" insert the following: "or who is in the Military or Naval service of the United States of America and,"

In Section 995 in line 24, in lieu of the word "shall" insert the word "must".

And when so amended recommend the same do pass.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senators Beaton and Stucke introduced:

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Bridston introduced:

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members.

Was read the first time and referred to the Committee on Corporations.

Senator Braun introduced by request:

Senate Bill No. 101. A Bill for an Act to Repeal Chapter 7 of the 1939 Session Laws of the State of North Dakota Which Created the North Dakota Poultry Improvement Board and Defined Its Powers and Duties; Transferring the Books, Records, Undisbursed Funds and Other Property; and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senators Raschko and Blank introduced:

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Was read the first time and referred to the Committee on Irrigation.

**FIRST READING OF SENATE CONCURRENT
RESOLUTIONS**

Senator Tweten introduced:

SENATE CONCURRENT RESOLUTION NO. "G"

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

WHEREAS, Approximately 85% of the citizens of North Dakota must derive all of their living from the production and sale of grain and other farm products; and

WHEREAS, The costs of all agricultural implements and supplies necessary for the purpose of maintaining and continuing farm operations have greatly increased with the result that the present Government loan values allowed for grains and other farm products are not sufficient to cover the actual expense of farming operations and necessary living requirement.

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of North Dakota, the House of Representatives concurring, That we memorialize Congress to pass such legislation as may be necessary to enable the Federal Government to increase the loan value on grains and farm products, at least 25%, and especially upon the grains most universally raised in North Dakota, namely, wheat, rye, barley and corn.

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to the Honorable Franklin D. Roosevelt, President of the United States, the Honorable Claude R. Wickard, Secretary of Agriculture, the Honorable Gerald P. Nye, Senior Senator from North Dakota, the Honorable William Langer, Junior Senator from North Dakota, and to the Honorable Usher L. Burdick and the Honorable Charles R. Robertson, Representatives in Congress from North Dakota.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Drew asked permission to withdraw the following bills: Senate Bills Nos. 81, 61 and 86, which permission was granted.

Senator Hill moved that the action by which Senate Concurrent Resolution No. 4 was passed be reconsidered.

Senator Fowler requested a roll call on Senator Hill's motion, which request was granted.

ROLL CALL

The question being on Senator Hill's motion that the action by which Senate Concurrent Resolution No. 4 was passed, be reconsidered, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Kamrath	Raschko
Beaton	Lofthus	Solberg
Bilden	Nelson, Dickey	Streibel
Blank	Nelson, McKenzie	Stucke
Brant	Nelson, Renville	Thatcher

Ginter	Olson, McHenry	Troxel
Greiser	Olson, Mountrail	Tweten
Hill	Owings	Young
Isaak		

Those voting in the negative were:

Aandahl	Flatt	Morgan, Walsh
Bond	Foss	Nelson, Grand Fks.
Braun	Fowler	O'Brien
Bridston	Gronvold	Page
Brunsdale	Guenther	Topp
Dahl	Kehoe	Watt
Drew	Lavik	Wog
Feton	Morgan, Richland	

Absent and not voting:

Rue

So the motion of Senator Hill prevailed.

Senator Young moved that Senate Concurrent Resolution No. 4 be re-referred to the Committee on State Affairs, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Olson, Mountrail

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 6. 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 Coal Mine Safety Work.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

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 Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Watt moved that Senate Bill No. 32 be further amended as follows:

"On page 3, in line 43, strike out the number "\$43,450.00" and insert, "\$40,950.00;" and in line 45 strike out the figures "\$4,000.00" and insert the figures "\$3,500.00," which motion prevailed.

Senator Watt moved that Senate Bill No. 32 as amended be considered properly re-engrossed and placed on second reading and final passage, which motion prevailed.

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page

Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond moved that Senate Bill No. 62 be laid over until Monday, February 3rd, which motion prevailed.

Senator Brant moved that Senate Bill No. 70 be amended as follows:

"On page 3, immediately following line 46 of the printed bill, insert the following: "No license shall be issued until the applicant therefor shall file a bond, to be approved by the State Tax Commissioner, which bond shall be payable to the State of North Dakota and shall be in an amount of not less than \$1,000.00 and conditioned upon the faithful observance of all the provisions of this Act, including the payment of all taxes, fines, penalties, and costs herein provided for. Said bond shall be signed by the obligor as principal, and by a surety company authorized to do business in this state.

Renumber all lines in numerical order."

Which motion prevailed.

Senator Nelson of Dickey moved that further action on Senate Bill No. 70 be laid over one legislative day, which motion prevailed.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel

Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Those voting in the negative were:

Bridston	Guenther	Raschko
----------	----------	---------

Absent and not voting:

Greiser	Rue
---------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the Senate do now adjourn, which motion carried.

W. J. TROUT, Secretary.

TWENTY-SIXTH DAY

Bismarck, February 1, 1941.

The Senate convened at 2:00 P. M., with President Pro Tem Young, presiding.

Prayer was offered by Rev. C. L. Wallace of Mandan.

Roll Call: All members present except Senators Aandahl, Adam, Bilden, Bond, Greiser, Gronvold, Nelson of Grand Forks, Nelson of McKenzie, Topp and Watt.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Fifth day and found the same correct.

G. I. FETON, Chairman.

Senator Owings moved that the Journal of the Twenty-fifth day be amended as follows: On page 147, 22nd line from the bottom, eliminate the duplication of the words "the first time", which motion prevailed.

Senator Fetton moved that the report, as amended, be adopted, which motion prevailed.

PETITIONS AND COMMUNICATIONS

A resolution received by Senator Dahl from the Cooperstown Norwegian Lutheran Church protesting the sale of beer on Sunday was referred to the Committee on Temperance.

Senator Dahl moved that this communication be printed in the Journal, which motion prevailed.

RESOLUTION.

WHEREAS, It has come to our attention through the public press, that a Bill has been introduced in the Senate of North Dakota, providing for the sale of beer on Sunday, and

WHEREAS, it is the opinion of the members of the undersigned organization that the selling of beer as now legalized in our State constitutes a grave danger to the lives and morals of our people, especially to the young, and that the enactment of Senate Bill No. 64, allowing the sale of beer on Sunday would, in addition to desecrating the Sabbath, immeasurably hinder the work of this and all other Churches,

WHEREFORE, be it

RESOLVED, that the undersigned congregation, by its Pastor, and Church Council, speaking for the members and organizations with the Cooperstown Norwegian Lutheran

Church, of Cooperstown, North Dakota, are unalterably opposed to the passage of said Senate Bill No. 64, and hereby respectfully request the members of the Legislature from the 16th Legislative District to do every honorable thing in their power to insure its defeat.

THE COOPERSTOWN NORWEGIAN
LUTHERAN CHURCH,
By P. H. HOLM-JENSEN, Ph.D.,

Pastor,
J. H. BERG
N. M. LUNDE
M. A. FRIGAARD
ROBERT I. THORN
EDWIN BOLKAN,
Church Council.

Senator Beaton presented a telegram from the Farmers Union Local No. 1150 and Senator Tweten presented a telegram from the Isabel Farmers Union Local No. 123, protesting any change in the Anti-Corporation Farming Act, which were referred to the Committee on Tax and Tax Laws.

Senator Fowler presented a petition signed by Mrs. J. R. Watson and forty-two others requesting the passage of the "Sunday Beer Bill", which was referred to the Committee on Temperance.

Senator Beaton presented a communication from the Travois Club of Fargo urging the merit system for the State Laboratories Dept. employees, which was referred to the Committee on State Affairs.

Senator Nelson of Dickey presented a letter from Mrs. Adeline Clark, President of the Women's Christian Temperance Union urging legislation prohibiting the serving of liquor in eating places and road houses, which was referred to the Committee on Temperance.

A communication from the Attorney General's office referring to a Supreme Court decision in the case of Werner vs. Stutsman County, was referred to the Committee on State Affairs.

Senator Fowler moved that the communication from the Attorney General's office be printed in the Journal, which motion prevailed.

(Pertaining to Court Decisions on S. B. No. 41. Considered very important.)

State of North Dakota
OFFICE OF ATTORNEY GENERAL
Bismarck

January 31, 1941.

Hon. John Moses, Governor
Hon. Oscar Hagen, President
of the Senate
Hon. Earl Symington,
Speaker of the House
Bismarck, North Dakota
Gentlemen:

As Attorney General I deem it my duty to direct your attention to the decision of our Supreme Court, rendered on the 29th day of January, in the case of Werner vs. Stutsman County, which involved the constitutional validity of Chapter 225, S. L. 1939, known as Senate Bill 41. The court in its

decision, as you have perhaps observed from the press, held that this act did not violate any of the express or implied restrictions contained in Sections 13, 16, 176 and 179 of the State Constitution. The primary question is, what will be the practical effect of the operation of this statute upon the future revenues of the state and its taxing districts, the public debt and the administration of our tax laws, if the powers it confers are generally exercised? To answer this question with reasonable certainty, it is necessary to bear in mind what the determination of the constitutional validity of this act means in the light of the facts involved in this case. The petitioner claimed that he was the owner of nine quarters of land in Stutsman County assessed at \$29,183.00; that the full and true value thereof in money was only \$11,350.00, and that the same was overvalued and over-assessed in the sum of \$16,833.00. The district court held that the tax charges based on said excessive valuations were void and ordered such taxes abated. The appellate court affirmed this decision. This obviously means that over sixty per cent of the taxes assessed against the petitioner's land were abated.

Clearly if this petitioner has the right to have at least sixty per cent of the tax charges upon his real estate abated, it must necessarily follow that every other taxpayer whose real estate taxes are unpaid for the years 1939 and 1940 would have the same right because it is a matter of common belief that farm lands have been overassessed throughout the state during said years.

What will happen if more than fifty per cent of all the unpaid real estate taxes for the years 1939 and 1940 were abated? What will happen if the taxes levied for the year 1941 were reduced correspondingly by a similar abatement? How can the state and its taxing districts raise the amount of money required to defray the expenses of the primary functions of government? How can they raise enough money to pay the principal and interest upon their public debt? How can they balance their budgets when more than fifty per cent of the valuations upon which all tax levies are based are declared excessive and the tax charges based thereon void? How can the deficiencies resulting from the operation of such a tax statute be replenished by subsequent levies when similar abatements can be made year after year. If the power and the authority exist to slash valuations and to abate taxes in one year, by what principle of law or reasoning can the existence of such authority be questioned or the right to exercise such power be denied in subsequent years.

We challenged the validity of this statute on the ground, among others, that it would destroy the uniformity and equality principle contained in Section 176 of the State Constitution. We maintained in substance:

1. That the requirement of uniformity implies equality in the burden of taxation;
2. That a state agency is indispensable to equalize assessments throughout the state to insure such equality of taxation;
3. That the State Board of Equalization was established by the legislative assembly and empowered to equalize

assessments to insure a reasonable degree of equality in taxation;

4. That the decisions of the State Board of Equalization are judicial in character and unless directly reviewed are final;

5. That Senate Bill 41 is void because it authorizes a collateral attack upon the judicial proceedings of the State Board of Equalization without notice or an opportunity to be heard and defend its determination;

6. That once the right of the county commissioners to nullify, by collateral attack, the determination of the State Board of Equalization, is recognized and established, then there is no limitation upon the exercise of such power except in case the board of county commissioners exceeds its jurisdiction and acts fraudulently;

7. That if the act were sustained, each board of county commissioners might reduce the valuations in their respective counties so that their taxpayers will not be required to make a greater contribution to the tax burden of the state than taxpayers of the other counties of the state. That if such rivalry were once set in motion, where would it end and what would be the effect upon our system of taxation?

8. That if Senate Bill 41 were sustained, it would tend to destroy the principle of uniformity and equality, since any taxpayer in any of the fifty-three counties might bring an action before any one of the fifteen district judges of the state; the result would be confusion and endless litigation, because of the difference in views of the judges and testimony of witnesses as to values in each individual case.

Notwithstanding this challenge the Supreme Court held Senate Bill 41 Constitutional. We are filing a petition for a re-hearing upon these grounds and also upon the ground that the statute operates retroactively upon irrevocable tax levies made to pay the public debt of the state and its taxing districts and thereby impairs and destroys the obligations of contract. Since time is so limited, I am writing now and submitting for your consideration the problems that this decision will create so that you may be able to take such action as you determine necessary and advisable. I realize:

1. That something must be done with reference to the ever increasing tax delinquency in this state;

2. That farm lands for the past few years have been generally overassessed in the light of present economic conditions and the average returns realized in the form of farm income;

3. That the legislative assembly has the plenary power to relieve the farmers from the unfair and unjust tax burdens which they now bear;

4. That the legislative assembly by the enactment of Senate Bill 41 apparently sought to provide a remedy to place the farmers on a basis of equality with public utilities and other taxpayers of the state.

The practical effect of the application of this law will be:

1. To encourage tax delinquency, and endless litigation and discrimination in our tax system;

2. To destroy all reasonable certainty and finality in taxation;

3. To require the auditor to spread taxes levied on valuations as equalized by the State Board pursuant to the initiated

measure, only to be thereafter required to undo what he did when the assessments are materially reduced by the county commissioners or the courts;

4. To levy taxes to defray the expenses of state and local governments and to pay the public debt and thereafter be required to abate about fifty per cent or more and thus defeat the purposes for which such taxes were levied;

5. To destroy the uniformity and equality principle in the distribution of the tax burden by encouraging rivalry among the several counties to make the smaller contribution to the state tax burden;

6. To necessitate partial defaults in the payment of the public debt and interest and thereby pile up deficiency upon deficiency which may ultimately lead to bankruptcy or partial repudiation of the public debt.

These foregoing consequences were stressed before the court and their merits recognized, for the court said:

"It is pointed out that this rate is determined with reference to the final excessive valuations of property throughout the state, and that reductions of those valuations by proceedings had under Chapter 225 will be very disastrous to the income structure of the state. It is asserted that as a consequence of a large number of proceedings the functions of government will be impaired. These arguments, while very persuasive from a practical viewpoint, deal with the economic results of Chapter 225 and may be properly addressed to the legislature since they involve matters of policy."

It is my considered opinion that our tax problems can be solved; that the farmers can be relieved of their unfair tax burden; that the tax burden can be equalized without destroying the certainty, finality and equality in the distribution of the tax burden and without wrecking the financial structure of the state and its taxing districts on the rocks of discrimination, litigation and inequality. I am therefore submitting this matter to you so that constructive remedial legislation may be enacted before the injury becomes irreparable.

Mr. C. F. Kelsch of this office conducted this litigation and is thoroughly familiar with the issues involved. If this matter is to be considered by the present session of the legislative assembly Mr. Kelsch and the briefs filed in this case are available to any legislative committee who care to avail themselves thereof.

Very truly yours,
ALVIN C. STRUTZ,
Attorney General.

ACS:mc

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 1, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Bill No. 21. A Bill for an Act Making an Appropria-

tion for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections, and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 1, 1941.

Mr. President: I have the honor to transmit herewith the following bills, which the House has passed and your favorable consideration is respectfully requested:

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

House Bill No. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages, Hours and Conditions of Employment Between Employers and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 1, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "G." A Resolution Appropriating Fifty Dollars (\$50.00) for Expense of Committee Investigating Conditions on Standing Rock Reservation.

Which the House has adopted and your favorable consideration is requested. And the Speaker has appointed on the committee authorized by House Concurrent Resolution "G" Reps. Shure and Anderson of McKenzie.

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 30,
Senate Bill No. 32,
Senate Bill No. 37,

Senate Bill No. 53,
 Senate Bill No. 60,
 Senate Bill No. 70,
 And find the same correctly engrossed.

WALTER TROXEL, Chairman.

Senator Troxel moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Ways and Means, to whom was referred Senate Bill No. 96, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Concurrent Resolution "E," have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 50, have had the same under consideration and recommend that the same do pass, as amended by the Tax and Tax Laws Committee.

WM. WATT, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Concurrent Resolution "D," have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 69, have had the same under consideration and recommend that the same be amended as follows:

In line 40 following the word "pay" insert the word "reasonable."

In line 41 following the word "printing" insert the word "and."

In line 41 following the word "fees" strike out the following words, "fiscal agency services, and the like, but such expenses shall not exceed in the aggregate a sum equal to one year's interest saving effected thereby."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senators Kehoe, Olson of Mountrail and Fowler (A Special Committee on Code Revision) introduced:

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Pro-

viding That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Was read the first time and referred to the Committee on Judiciary.

Senators Kehoe, Olson of Mountrail and Fowler (A Special Committee on Code Revision) introduced:

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Senators Kehoe, Olson of Mountrail and Fowler (A Special Committee on Code Revision) introduced:

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Was read the first time and referred to the Committee on Judiciary.

Senators Kehoe, Olson of Mountrail and Fowler (A Special Committee on Code Revision) introduced:

Senate Bill No. 106. A Bill for an Act Transferring Supervision of the Seed Department of the State of North Dakota From the Board of Administration to the State Board of Higher Education.

Was read the first time and referred to the Committee on Judiciary.

Senators Kehoe, Olson of Mountrail and Fowler (A Special Committee on Code Revision) introduced:

Senate Bill No. 107. A Bill for an Act to Provide a Method of Assigning Sheriff's Certificates, Mortgages, and Other Instruments and of Conveying Title to Lands Which Have Been Acquired by the State and Departments and Agencies Thereof.

Was read the first time and referred to the Committee on Judiciary.

Senators Kehoe, Fowler and Olson of Mountrail (A Special Committee on Code Revision) introduced:

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Was read the first time and referred to the Committee on Judiciary.

Senators Wog and Raschko introduced:

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and

for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Game and Fish introduced:

Senate Bill No. 110. A Bill for an Act Authorizing the Use of the Bow and Arrow in Hunting Deer.

Was read the first time and referred to the Committee on Game and Fish.

Senators O'Brien and Morgan of Walsh introduced:

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways.

Senators Solberg and Ginter introduced:

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Chapter 59 of the Laws of North Dakota for 1917, as Amended by Chapter 220, Laws of 1919, as Amended by Chapter 298 of the Laws of 1923 (Being Section 2122a of the 1925 Supplement as Amended by That Initiated Measure Reducing Assessed Valuation Approved by the People on June 29, 1932, Relating to the Basis of Assessment of Homesteads for Taxation Purposes, and to Reduce Such Basis from Fifty Per Cent of the Full and True Value Thereof to Twenty-Five Per Cent of the Full and True Value Thereof; Repealing Acts in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Guenther introduced:

Senate Bill No. 113. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the first time and referred to the Committee on Judiciary.

FIRST READING OF CONCURRENT RESOLUTIONS

Senators Kehoe, Olson of Mountrail, and Fowler, Special Committee on Code Revision, introduced:

Senate Concurrent Resolution "H". A Concurrent Resolution for the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

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

WHEREAS, The Twenty-eighth Legislative Assembly of the State of North Dakota will have for consideration and

adoption, the revised codes of the State of North Dakota prepared by the Code Revision Commission under the provisions of Chapter 110 of the Session Laws for the year 1939, and,

WHEREAS, the Supreme Court of the State of North Dakota in the case of State vs. Berta E. Baker, 69 N. D. 488, 288, N. W. 202 held unconstitutional that part of Chapter 110 of the Session Laws for the year 1939 which provided that the Code Revision Commission shall determine upon the style of printing and binding to be used, shall advertise for bids for printing the code and shall let the contract to the lowest and best bidder for the printing of such code, the Twenty-eighth Legislative Assembly will have the problem of determining the style of printing and binding to be used in the new revised code if it is adopted, and of advertising for bids and contracting for the printing of such code, and

WHEREAS, the work of the Twenty-eighth Legislative Assembly in connection with the revised code will be greatly facilitated if a joint interim committee from the Legislative Assembly is appointed to consider the revised code and make recommendations thereon, and to make an investigation of the various styles for printing and binding of said code and of the various plans and methods to be pursued in the printing thereof, and report to the Twenty-eighth Legislative Assembly on said matters together with the cost of printing the code under the various methods investigated by said committee, and

WHEREAS, the Code Revision Commission in its report to the Senate and House of Representatives of the Twenty-seventh Session of the Legislative Assembly of the State of North Dakota recommended the appointment of an interim committee to study the new code and all matters in connection therewith before the convening of the Twenty-eighth Session of the Legislative Assembly so that such committee could make a report of such matters to the Legislative Assembly.

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

That a joint interim legislative committee which shall consist of four members of the Twenty-seventh Legislative Assembly of the State of North Dakota shall be selected and appointed as follows: Two members of the Senate to be selected by the President of the Senate with the approval of the members thereof; and two members of the House of Representatives to be selected by the Speaker of the House with the approval of the members thereof.

BE IT FURTHER RESOLVED, That upon the provision by the Legislative Assembly of the necessary funds to enable such joint interim legislative committee to perform the functions and duties imposed upon it herein, and during the Twenty-seventh Session of the Legislative Assembly, such interim legislative committee shall organize by electing one of its members as chairman.

BE IT FURTHER RESOLVED, That each member of the said joint legislative committee shall be entitled to his actual traveling expenses and in addition, to compensation of seven dollars per day while actually engaged in the work assigned

to him by the joint legislative interim committee, including attendance at committee meetings.

BE IT FURTHER RESOLVED, That it shall be the duty of the committee to make a study of the revised codes of North Dakota being prepared under the provisions of Chapter 110 of the Session Laws for the year 1939, and of the various styles of printing and binding usable in such code, to advertise for bids for the printing of such code, and to report to the Twenty-eighth Legislative Assembly upon all of such matters including the cost of publication of the revised codes in the various styles and under the various plans considered by such committee.

BE IT FURTHER RESOLVED, That the Code Revision Commission shall, and it is hereby requested by the members of this Legislative Assembly to aid and assist such committee in every way possible in securing information and facts necessary to enable the committee to make its report to the Legislative Assembly and in the preparation of such report.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Game and Fish introduced:

Senate Concurrent Resolution "I". A Concurrent Resolution Memorializing the United States Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for By the Fish and Wild Life Service.

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

WHEREAS, The Fish and Wild Life Service did find it necessary at a time when our migratory birds had been depleted to such an extent that some species were dangerously near the point of extinction, to provide strict regulations governing the hours for taking and daily bag limit, in order to protect and rehabilitate their numbers,

AND WHEREAS, The hours established, together with favorable hatching seasons have been instrumental in increasing our migratory waterfowl to such numbers as to warrant more appropriate hours for hunting these birds,

AND WHEREAS, The enlargement of the daily bag limit together with a greater number of days of open season means nothing to the hunter unless he is permitted to shoot at a time when and where these birds are available,

AND WHEREAS, The hours for taking migratory game birds during the 1940 open season as established by the Fish and Wild Life Service were not the hours when these birds were available,

AND WHEREAS, In North Dakota it is light enough to see to shoot and retrieve dead or wounded birds one half hour before sunrise,

AND WHEREAS, In North Dakota migratory bird hunting consists largely of field shooting on account of the depletion of our duck waters,

AND WHEREAS, Our field shooting is at its best during a very short period of the early morning daylight hours.

NOW, THEREFORE, Be It Resolved by the Senate of the State of North Dakota, that we earnestly and emphatically

recommend to the Department of the Interior (Fish and Wild Life Service) the necessity for establishing the hours for the taking of migratory waterfowl from one half hour before sunrise until sunset of each day of the open season.

BE IT FURTHER RESOLVED, That the Secretary of the Senate of the State of North Dakota transmit a copy of these resolutions to each member of Congress in both Houses of the United States Congress and to the Fish and Wild Life Service, Department of the Interior, together with card designating sunrise and sunset hours for North Dakota, with the request that this matter receive their most earnest consideration.

Was read the first time and referred to the Committee on Game and Fish.

The Committee on Appropriations introduced:

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

WHEREAS, A number of Federal Agencies are now located and transacting their business in the capitol building of the State of North Dakota without in any way compensating the State of North Dakota for such occupancy, now therefore,

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

That the Board of Administration be and is hereby authorized, empowered and requested to fix and determine a fair and reasonable monthly charge for light, heat and janitor service, if any is now being furnished, to be paid by each of such Federal Agencies and to demand payment thereof by such Agencies; such payment to commence the first day of March, 1941.

AND BE IT FURTHER RESOLVED, That it is the sense of the Senate, the House of Representatives concurring, that the committee rooms, halls, passage-ways and other space in the capitol building used by the Legislative Assembly should not be used or leased to any Federal Agency or other departments of the state government of North Dakota except in cases of extreme emergency.

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

Senators Morgan of Walsh and Bridston introduced:

Senate Concurrent Resolution "K". A Resolution requiring legislators to file with each legislative proposal at the time of introduction of a bill or resolution a clear and concise statement of the objectives and reasons of any measure introduced in either house; and amending rules upon adoption.

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

It shall be the duty of each legislative member or any group thereof who sponsors any bill or resolution, to file with the Secretary of the Senate and the Chief Clerk of the House a clear and concise typewritten statement, including four copies, of the objectives and reasons of any bill or resolution so introduced; and that one copy be attached to

the original bill, but be not considered a part of such bill; and that the other copies be made available to the press.

It shall be the duty of the Secretary of the Senate and the Chief Clerk of the House to arrange with some employee to attach any amendments added to a bill to the statement filed with them as well as the statement attached to the original bill.

Provided, however, that this rule shall not apply in the case of an appropriation bill but, that it becomes an amendment to the rules of the Senate and House upon adoption.

Was read the first time and referred to the Committee on Rules.

Senator Lofthus moved that the absent Senators be excused, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Beaton	Guenther	Owings
Brant	Hill	Page
Braun	Isaak	Raschko
Bridston	Kamrath	Rue
Brunsdale	Kehoe	Solberg
Dahl	Lavik	Streibel
Drew	Lofthus	Stucke
Feton	Morgan, Richland	Thatcher
Flatt	Morgan, Walsh	Troxel
Foss	Nelson, Dickey	Tweten
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Those voting in the negative were:

Olson, Mountrail

Absent and not voting:

Aandahl	Bond	Nelson, McKenzie
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Topp
Blank	Nelson, Grand Fks.	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Beaton	Hill	Owings
Brant	Isaak	Page

Braun	Kamrath	Raschko
Bridston	Kehoe	Rue
Brunsdale	Lavik	Solberg
Dahl	Lofthus	Streibel
Drew	Morgan, Richland	Stucke
Feton	Morgan, Walsh	Thatcher
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Renville	Tweten
Fowler	O'Brien	Wog
Ginter	Olson, Mountrail	Young
Guenther		
Absent and not voting:		
Aandahl	Bond	Nelson, McKenzie
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Topp
Blank	Nelson, Grand Fks.	Watt

So the bill passed and the title was agreed to.

Senator Thatcher moved that Senate Bill No. 53 be further amended by inserting the word "who" after the word "state" in line 2, page 1, which motion prevailed.

Senator Thatcher moved that the rules be suspended and Senate Bill No. 53 be considered properly re-engrossed, and placed on second reading and final passage, which motion prevailed.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Beaton	Hill	Owings
Brant	Isaak	Page
Braun	Kamrath	Raschko
Bridston	Kehoe	Rue
Brunsdale	Lavik	Solberg
Dahl	Lofthus	Streibel
Drew	Morgan, Richland	Stucke
Feton	Morgan, Walsh	Thatcher
Foss	Nelson, Dickey	Troxel
Fowler	Nelson, Renville	Tweten
Ginter	O'Brien	Wog
Guenther	Olson, Mountrail	Young
Absent and not voting:		
Aandahl	Flatt	Nelson, McKenzie
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Topp
Blank	Nelson, Grand Fks.	Watt
Bond		

So the bill passed and the title was agreed to.

Senator Fowler moved that further action on Senate Bills No. 60 and 70 be laid over until Monday, February 3rd, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the

State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

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

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages, Hours and Conditions of Employment Between Employers and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

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

House Concurrent Resolution "G." A Resolution Appropriating Fifty Dollars (\$50.00) for Expense of Committee Investigating Conditions on Standing Rock Reservation.

Was read the first time.

Senator Raschko moved that the Senate concur in House Concurrent Resolution "G".

ROLL CALL

The question being on Senator Raschko's motion, the roll was called and there were ayes, 35; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Beaton	Hill	Owings
Brant	Isaak	Raschko
Braun	Kamrath	Rue
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Morgan, Richland	Thatcher
Flatt	Morgan, Walsh	Troxel
Foss	Nelson, Dickey	Tweten
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Guenther	Olson, Mountrail	

Those voting in the negative were:

Page

Absent and not voting:

Aandahl	Feton	Nelson, McKenzie
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Topp
Blank	Nelson, Grand Fks.	Watt
Bond		

So House Concurrent Resolution "G" was declared adopted.

Senator Fowler moved that the vote by which House Concurrent Resolution "G" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Chair appointed a committee as provided in House Concurrent Resolution "G" composed of Senators O'Brien, Kamrath and Tweten.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 1, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G." A Resolution Appropriating Fifty Dollars (\$50.00) for Expense of Committee Investigating Conditions on Standing Rock Reservation.

Which the Senate has passed unchanged, and the President Pro Tem has appointed as such committee, Senators O'Brien, Kamrath and Tweten.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Beaton	Hill	Owings
Brant	Isaak	Page
Braun	Kamrath	Raschko
Bridston	Kehoe	Rue
Brunsdale	Lavik	Solberg
Dahl	Lofthus	Streibel
Drew	Morgan, Richland	Stucke
Flatt	Morgan, Walsh	Thatcher
Foss	Nelson, Dickey	Troxel
Fowler	Nelson, Renville	Tweten
Ginter	O'Brien	Wog
Guenther	Olson, Mountrail	Young

Absent and not voting:

Aandahl	Feton	Nelson, McKenzie
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Topp
Blank	Nelson, Grand Fks.	Watt
Bond		

So the bill passed and the title was agreed to.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-EIGHTH DAY.

Bismarck, February 3, 1941.

The Senate convened at 2:00 P. M., with the President presiding.

Prayer by Rev. C. L. Wallace of Mandan.

Roll Call: All Senators present except Bilden and Blank.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Senate Bill No. 6. 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 Coal Mine Safety Work.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 3, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth day and recommends that the same be corrected as follows:

Page 154, Line 13 change the spelling of "Horn" to "Thorn".

Line 14, change the spelling of "Edmund" to "Edwin" and

Page 163, line 24, change the spelling of "Wild".

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram was received from James W. Simpson of Fairmount opposing Senate Bill No. 101 in the interests of Richland County poultry raisers, which was referred to the Committee on Agriculture and Live Stock.

Senator Hill presented a petition signed by Bertha Marie Johnson of Nekoma and six others protesting passage of the "Sunday Beer" bill, which was referred to the Committee on Temperance.

Senator Lofthus presented a resolution from the Nelson county Board of Commissioners favoring the passage of House Bill No. 79 for having the state carry the expense of state institutions, which was referred to the Committee on State Affairs.

Lieutenant Governor Hagen presented two communica-

tions also favoring the passage of House Bill No. 79 from the Foster county Board of Commissioners and the Ramsey County Board of Commissioners, which were referred to the Committee on State Affairs.

A telegram was read from Myrtle Skabo stating the Divide County Board of Commissioners are in favor of House Bill No. 79, which was referred to the Committee on State Affairs.

Senators Morgan of Walsh and O'Brien presented a petition against Sunday Beer signed by N. Ordahl and twenty-five others, which was referred to the Committee on Temperance.

Senator Greiser presented a telegram from the Farmers Union Oil Co. of Lehr, demanding action against the repeal of the Anti-Corporation Farming Act, which was referred to the Committee on State Affairs.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 3, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

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

C. R. VERRY, Chief Clerk.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 50,
Senate Bill No. 53,
Senate Bill No. 69,

And find the same correctly engrossed.

H. R. MORGAN, Acting Chairman.

Senator H. R. Morgan moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF SENATE BILLS

Senator Morgan of Richland introduced:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Was read the first time and referred to the Committee on Public Safety.

Senators Thatcher and Tweten introduced:

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Was read the first time and referred to the Committee on Agriculture and Livestock.

FIRST READING OF SENATE RESOLUTIONS

Senators Page and Solberg introduced:

SENATE RESOLUTION "A"

WHEREAS, it has come to our attention that the AAA County Committeemen, representing the 53 counties of the State of North Dakota, at their recent State Convention in Fargo, went on record as being unanimously in favor of an Amendment to the AAA docket for North Dakota for 1941, providing that flax, when sown as a nurse crop for sweet clover, such acreage shall be classified as neutral, or non-soil depleting as was the case in 1940, and,

WHEREAS, it appears that there is a possibility that those charged with the administration of the AAA in Washington may be reluctant to grant this change, and,

WHEREAS, North Dakota has for years been a leading State in Flax production, and many millions of dollars have come into our State thereby, and,

WHEREAS, flax is one of the crops of which our nation has never had a surplus, and,

WHEREAS, under our present AAA docket, flax production in our State will tend to be reduced almost to a vanishing point, thus making us more a one-crop State than ever, and,

WHEREAS, flax and linseed oil are important items in our preparation for national defense, and importations of flax from South America are already slowing up and later may be much further reduced due to the shortage of boats as was the case in the World War:

NOW, THEREFORE, BE IT RESOLVED, That this body is heartily in favor of, and supports the action taken by the AAA County Committeemen at their State Convention;

BE IT FURTHER RESOLVED, That our Senators and Representatives in Washington are hereby urged and requested to use their influence with those charged with the administration of the Agricultural Adjustment Act to the end that this regulation so inimical to the interests of North Dakota, may be amended.

BE IT FURTHER RESOLVED, That the Secretary of the Senate is hereby instructed to prepare as soon as possible, copies of this Resolution, and forward same to each of our Senators and Representatives in the Congress, to the Hon.

R. M. Evans, Administrator, Agricultural Adjustment Administration, Washington, D. C., and to the Hon. N. E. Dodd, Director of the Western Division, Agricultural Adjustment Administration, Washington, D. C.

Was read the first time.

Senator Solberg moved that Senate Resolution "A" be adopted, which motion carried and the resolution was adopted.

Senator Greiser moved that Senate Bill No. 50 be laid over one legislative day, which motion prevailed.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 62. A Bill for an Act to Prohibit the Issuance of Motor Vehicle and Drivers' Licenses Except Upon Proof of Payment of Applicants' Personal Property Taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Bond	Flatt	Nelson, McKenzie
Brant	Foss	O'Brien
Braun	Fowler	Page
Bridston	Guenther	Raschko
Brunsdale	Kehoe	Rue
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Walsh	Wog

Those voting in the negative were:

Aandahl	Kamrath	Solberg
Adam	Morgan, Richland	Streibel
Beaton	Nelson, Dickey	Stucke
Ginter	Nelson, Grand Fks.	Thatcher
Greiser	Nelson, Renville	Topp
Gronvold	Olson, McHenry	Tweten
Hill	Olson, Mountrail	Young
Isaak	Owings	

Absent and not voting:

Bilden	Blank
--------	-------

So the bill was declared lost for want of a constitutional majority.

Senator Adam: Mr. President: I want to explain my vote and have it recorded. The state expects the people to buy their motor vehicle and drivers licenses promptly, but if we connect property tax collections with it, and the people haven't got the money, this forces them to hold back as long as possible and finally get in trouble. We should leave the tax collections to the sheriff. I vote "No".

Senator Ginter: Mr. President: Until such time as the opposition will assure to the agriculturists of the State of North Dakota, parity prices and cost of production, I am voting "No".

Senator Nelson of Dickey: Mr. President: While this bill has considerable merit, rather than to penalize the poor or those who are not able to pay their taxes, I vote "No".

Senator Olson of Mountrail: Mr. President: This bill is in line of taxing those least able to pay. We devised the sales tax to pay before you eat and if we could get a monopoly on air, I suppose we would have a bill saying "Pay before you breathe". I vote "No".

Senator Bridston moved that the Senate do now recess until 1:00 P. M. February 4th, for the purpose of attending a joint hearing with the House, at the World War Memorial Building, on the question of amending the Anti-Corporation Farming Act, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY EIGHTH DAY AFTER RECESS AND
TWENTY-NINTH DAY

Bismarck, February 4, 1941.

The Senate re-convened at 1:00 P. M., pursuant to recess taken February 3rd.

The President announced that the Senate would be on the Tenth Order of Business.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 4, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senator Morgan of Richland moved that Senate Bill No. 60 be amended as follows:

Page 2 of the printed bill, line 24, strike out the word "substantially", which motion was declared lost.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Page

Absent and not voting:

Blank Hill Nelson, Dickey

So the bill passed and the title was agreed to.

Senator Brant moved that Senate Bill No. 70 be amended as follows:

On page 151 of the Senate Journal, line 2 of the amendment to Senate Bill No. 70, after the word "No", insert the word "wholesale", which motion prevailed.

Senator Brant moved that the rules be suspended and that Senate Bill No. 70 be considered properly re-engrossed and placed on Second Reading and Final Passage as amended, which motion prevailed.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Blank Nelson, Dickey

So the bill passed and the title was agreed to.

Senator Fowler moved that Senate Bill No. 96 be amended as follows:

Strike out all of Section 4, which motion prevailed.

Senator Fowler moved a further amendment to Senate Bill No. 96 as follows:

Strike out all of Section 5, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 96 be considered properly re-engrossed and placed on Second Reading and Final Passage as amended, which motion prevailed.

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Was read the second 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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Watt
Foss	O'Brien	Wog
Fowler	Olson, McHenry	Young
Ginter		

Those voting in the negative were:

Morgan, Richland

Absent and not voting:

Blank Nelson, Dickey

So the bill passed and the title was agreed to.

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Blank Nelson, Dickey

So the bill passed and the title was agreed to, and the emergency clause declared carried.

SECOND READING OF SENATE CONCURRENT
RESOLUTIONS

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Blank	Nelson, Dickey	Stucke
-------	----------------	--------

So the resolution passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Was read the first time and referred to the Committee on Elections.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

Was read the first time and referred to the Committee on Judiciary.

Senator Dahl moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

TWENTY-NINTH DAY

Bismarck, February 4, 1941.

The Senate convened at 2:00 P. M., with the President presiding.

Prayer by the Chaplain, Rev. Dan J. Rueb.

Roll Call: All Senators present except Senator Blank.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-eighth Day and recommend that the same be corrected as follows:

Page 174, line 12, change the word "Repealing" to "Amending."

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Olson of Mountrail presented a resolution from the Mountrail County Board of Commissioners urging the passage of House Bill No. 79, which provides that the State of North Dakota assume the expenses of the inmates of the state institutions, which was referred to the Committee on State Affairs.

Telegrams were presented by Lieutenant Governor Hagen from the North Dakota Association for the Blind, and the Bathgate Study Club urging passage of Senate Bill No. 76, which were referred to the Committee on Public Welfare.

The President also presented telegrams from the county commissioners of Williams and Burke counties, urging the passage of House Bill No. 79, which were referred to the Committee on State Affairs.

Also presented by the President were resolutions from the county commissioners of Oliver, Sheridan, McKenzie, Hettinger and Benson counties urging the passage of House Bill No. 79, all of which were referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

SENATE RESOLUTION "A"

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 99, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 79, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 104, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 106, have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 107, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 105, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 47, have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Concurrent Resolution "H," have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Concurrent Resolution No. 5, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 45, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senators Bond and Blank introduced:

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Insurance introduced:

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Was read the first time and referred to the Committee on Insurance.

Senator Brunsdale asked that Senate Bill No. 117 be not printed at the present time as the Unemployment Compensation had made a number of copies of same, and the request was granted.

The Committee on Insurance introduced:

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of

1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Was read the first time and referred to the Committee on Insurance.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

SECOND READING OF SENATE BILLS

Senator Greiser moved that Senate Bill No. 50 be amended as follows: In line six of the title, after the word "Fund", add the following "and the counties".

On page Three, line one, after the words: "Section Three", insert the following "Seventy-five per cent of".

On page Three, Section Three, line 10, at the beginning of the line, strike out the word "total" and insert in lieu thereof the word "state's".

On page Three, Section Three, line 13, after the word "soever", strike out the period, insert a semi-colon, and add the following: "Twenty-five per cent of the proceeds are hereby allocated to the respective counties in proportion to the population, as determined by the 1940 census, to be used for road purposes".

Senator Greiser demanded a roll call on his motion to amend Senate Bill No. 50, which was granted.

ROLL CALL

The question being on the amendment to Senate Bill No. 50, offered by Sen. Greiser, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Kamrath	Owings
Beaton	Nelson, Dickey	Solberg
Ginter	Nelson, McKenzie	Streibel
Greiser	Nelson, Renville	Stucke
Hill	Olson, McHenry	Troxel
Isaak	Olson, Mountrail	Tweten

Those voting in the negative were:

Aandahl	Foss	O'Brien
Bilden	Fowler	Page
Bond	Gronvold	Raschko
Braun	Guenther	Rue
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	

Absent and not voting:

Blank	Brant
-------	-------

So the motion of Senator Greiser to amend Senate Bill No. 50 was declared lost.

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Adam	Fowler	Olson, McHenry
Beaton	Ginter	Page
Bilden	Gronvold	Raschko
Bond	Guenther	Rue
Brant	Hill	Solberg
Braun	Kehoe	Thatcher
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Twetén
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young

Those voting in the negative were:

Greiser	Nelson, McKenzie	Owings
Isaak	Nelson, Renville	Streibel
Kamrath	Olson, Mountrail	Stucke

Absent and not voting:

Blank

So the bill passed and the title was agreed to.

Senator Raschko moved that the vote by which Senate Bill No. 50 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed, on a rising vote.

Senator Olson of Mountrail: Mr. President, I want to explain my vote. There were nearly four million dollars of gas tax collected and we have thirty-eight miles of feeder roads, 17 miles of which are in Cass county and the rest of it is all spent on main highways which we now have. The farmers have to pay taxes on roads where no work is done.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "A". A Resolution Pertaining to Relief and Debt Survey Commission and Their Continued Duties During the Present Legislative Session.

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections.

Which the President has signed.

W. J. TROUT, Secretary.

Senator O'Brien moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTIETH DAY

Bismarck, February 5, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Rev. Karl Gieser.

Roll Call: All Senators present except Isaak.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 5, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Eighth Day After Recess and the Twenty-Ninth Day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Greiser presented a resolution from the Parent-Teachers Association of Gackle, N. D., memorializing the legislature to enact laws that will compel all real estate to bear its share of the expense of public school maintenance, which was referred to the Committee on Education.

Two petitions signed by over a hundred residents of Traill county, opposing the sale of Sunday beer, were presented by Senator Brunsdale, and referred to the Committee on Temperance.

Senator Drew presented a communication from Judge C. W. Buttz opposing the elimination of the Clerk of Court in counties of less than 20,000 population, which was referred to the Committee on Counties.

Lieutenant Governor Hagen presented resolutions from the county commissioners of LaMoire and Barnes counties urging the passage of House Bill No. 79, which were referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that Senate Resolution "A" was delivered to the Secretary of State for his approval at the hour of 3:45 o'clock P. M., February 4, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 70.

And find the same correctly Re-Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 96.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 98, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Rules made the following report:

Mr. President: Your Committee on Rules to whom was referred Senate Concurrent Resolution "K", have had the same under consideration and recommend that the same be indefinitely postponed.

WM. A. THATCHER, Chairman.

Senator Thatcher moved that the report be adopted.

Senator Bridston made a substitute motion that Senate Concurrent Resolution "K" be placed on the calendar, which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 26, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred Senate Bill No. 110, have had the same under consideration and recommend that the same be indefinitely postponed.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted.

Senator Blank made a substitute motion that Senate Bill No. 110 be re-referred to the Committee on Game and Fish, which motion prevailed.

Mr. President: Your Committee on Game and Fish to whom was referred Senate Concurrent Resolution "I", have had the same under consideration and recommend that the same be amended as follows:

In line 32 after the word "Dakota" and before the comma insert the following: "the House Concurring."

And when so amended recommend the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 5, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 5, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 38, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 39, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 68, have had the same under consideration and recommend that the same be amended as follows:

On page 4, line 59 of the printed bill, after the word "physically" add "totally and."

In line 63 after the phrase "the amount of" insert "the average."

In line 64 after the word "monthly" insert "during his employment up to" and strike out the word "at."

On page 5, line 78, after the word "duty" insert "totally and."

On page 5, line 80, strike out the word "whatever" and insert in lieu thereof "whenever."

On page 6, line 104 after the numeral 8, insert "total and permanent" and strike out the word "contracted" and insert in lieu thereof "determined."

Strike out, beginning with the word "no" line 104, all of lines 105, 106, 107, 108, and 109, up to and including the word "occupation" in line 110.

After the word "of" in line 110 insert "total and permanent."

On page 7, line 141, after the phrase "the amount of the," insert the word "average."

On page 8, Section 11, line 158, after the word "shall" insert the following: "not be subject to assignment and shall."

On page 10, strike out all of Section 19, including lines 204 to 216.

Renumber Section 16 on page 11 to read Section 15.

On page 11 after the word "employees," in line 229 insert the following:

"Provided, however, that when said plan has been in operation in such city for a period of five years or more, it shall then be determined by the governing body of said city that the plan as adopted is not desirable or workable, then the governing body of such city may upon a two-thirds vote of the members present adopt a resolution submitting the question of the continuance of said plan to the voters of said city at any general or special city election.

Provided further, that upon a petition signed by a majority of the employees of such city requesting that the plan be discontinued, then the governing body of said city shall submit such question to the voters of said city. The question to be voted upon shall be, "shall the city employees' pension plan be continued?" If the voters of said city shall by a majority vote determine that the plan be discontinued, then such pension plan shall be discontinued in such city and the governing body thereof, shall proceed to liquidate such pension fund created thereunder, by discontinuing payments of any and all pensions and by refunding to the employees or their heirs the pro rata share of such fund remaining as said employees have paid into such fund, and shall further transfer to the general fund of the city such proportion of the city share in such fund derived from taxes not expended for pensions."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senators Streibel, Wog, Isaak and Olson of Mountrail introduced:

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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; Pro-

viding for the Enforcement of the Provisions of This Act and for Penalties for the Violation Thereof.

Was read the first time and referred to the Committee on Highways.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Stucke moved that former Senator Dell Patterson be escorted to the rostrum, which motion prevailed.

The Chair appointed Senator Stucke as a committee of one to escort Mr. Patterson.

Mr. Patterson addressed the Senate with a few remarks.

SECOND READING OF SENATE BILLS

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler		

Those voting in the negative were:

Owings Thatcher

Absent and not voting:

Isaak

So the bill passed and the title was agreed to.

Senator Fowler moved that Senate Bill No. 79 be re-referred to the Committee on Tax and Tax Laws, which motion prevailed, and the President announced that Senate Bill No. 79, was re-referred to the committee.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Isaak

So the bill passed and the title was agreed to.

Senate Bill No. 107. A Bill for an Act to Provide a Method of Assigning Sheriff's Certificates, Mortgages, and Other Instruments and of Conveying Title to Lands Which Have Been Acquired by the State and Departments and Agencies Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Kamrath	Rue
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Brant
Isaak

So the bill passed and the title was agreed to.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws

of the State of North Dakota, Relating to Marine Insurance.
Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Bilden	Kamrath	Raschko
Blank	Kehoe	Rue
Bond	Lavik	Solberg
Braun	Lofthus	Streibel
Bridston	Morgan, Richland	Stucke
Brunsdale	Morgan, Walsh	Thatcher
Dahl	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Greiser		

Absent and not voting:

Brant	Flatt	Isaak
-------	-------	-------

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Beaton	Ginter	O'Brien
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Rue
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Tweten
Drew	Morgan, Walsh	Watt
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss		

Those voting in the negative were:

Adam	Olson, Mountrail	Solberg
Greiser	Owings	Streibel
Olson, McHenry		

Absent and not voting:

Isaak	Nelson, Dickey
-------	----------------

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senator Nelson of Dickey moved that further action on Senate Concurrent Resolution "H" be laid over one legislative day, which motion was declared lost.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Isaak

So the resolution passed and the title was agreed to.

Senate Concurrent Resolution No. 5. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide That the Governor or Legislative Assembly Shall Have Authority to Require Advisory Opinions From the Supreme Court.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings

Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Absent and not voting:		
Isaak		

So the resolution passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-FIRST DAY

Bismarck, February 6, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Karl Gieser.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirtieth day and find the same correct.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Bond presented a resolution from the city council of the city of Minot, urging passage of House Bill No. 66 which would empower them to levy two mills for the operation and maintenance of airports, which was referred to the Committee on Corporations.

Senator Wog presented two petitions with thirty-three signatures urging opposition to the "Sunday Beer" bill, which were referred to the Committee on Temperance.

Senator Wog also presented a resolution from the Golden Valley County Commissioners urging the passage of House Bill No. 79 which provides that the expense of state institutions be borne by the state instead of the counties, which was referred to the Committee on State Affairs.

Senator Nelson of McKenzie county presented a petition from the city council of the city of Watford City, urging passage of House Bill No. 121 prohibiting the sale of fireworks and permitting the supervision of fireworks by municipalities, which was referred to the Committee on Public Safety.

A resolution was received at the desk from the County Commissioners of Mountrail county, opposing any change in the size and weight of trucks on public highways, which was referred to the Committee on Highways.

A telegram was received by Senator Troxel from the Hartland Farmers Union Elevator Co. opposing the anti-corporation law amendment, which was referred to the Committee on State Affairs.

Sentor Kehoe presented a resolution from the County Commissioners of Towner county urging passage of the bill providing that the expense of state institutions be borne by the state, which was referred to the Committee on State Affairs.

Senator Lofthus presented a resolution from the County Commissioners of Nelson county, also with reference to the passage of House Bill No. 79, and which was referred to the Committee on State Affairs.

Senator Bridston presented a communication addressed to Senator Nelson of Grand Forks, Senator Bilden and himself from Wm. R. Page, County Extension Agent of Grand Forks with reference to the appropriation for Bangs disease testing, which was referred to the Committee on Appropriations.

Senator Bridston also presented a communication from a number of fuel dealers in Grand Forks urging passage of House Bill No. 73 relating to the standard weight of coal, which was referred to the Committee on Ways and Means.

Lieutenant Governor Hagen presented resolutions from the Boards of County Commissioners of the following counties: Foster, Towner, Logan, Emmons, Wells, Richland and McLean, all urging the passage of House Bill No. 79 and which were referred to the Committee on State Affairs.

Mr. Hagen also presented a communication from the North Dakota Dairy Products Association requesting the Appropriation committee to appropriate \$2,000 for the North Dakota Agricultural College Dairy Department in addition to the regular college appropriation, which was referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "I".

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 68.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred Senate Bill No. 73, have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred House Bill No. 68, have had the same under consideration and recommend that the same be amended as follows:

Insert in the title of the bill, after the word qualified, "and repealing all acts and parts of acts relating to Commission form of government in conflict with this act."

In line 33, Section 2 after the word acts, insert, "relating to commission form of government and."

And when so amended recommend the same do pass.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 29, have had the same under consideration and recommend that the same be amended as follows:

In Section I, Line 3, strike out the figures "\$3,350.00" and insert in lieu thereof the figures "\$2,850.00."

In line 10, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$400.00."

In line 13, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$250.00."

In line 14, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$850.00."

In line 15, strike out the figures "\$3,350.00" and insert in lieu thereof the figures "\$2,850.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 33, have had the same under consideration and recommend that the same be amended as follows:

In section 1, line 4, strike out the figures "\$186,700.00" and insert in lieu thereof the figures "\$182,900.00."

In line 9, strike out the figures "\$4,200.00" and insert in lieu thereof the figures "\$4,400.00."

In line 12, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$38,000.00."

In line 15, strike out the figures "\$12,500.00" and insert in lieu thereof the figures "\$11,000.00."

In line 17, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 21, strike out the figures "\$186,700.00" and insert in lieu thereof the figures "\$182,900.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A majority of your Committee on State Affairs to whom was referred Senate Bill No. 63, have had

the same under consideration and recommend that the same be indefinitely postponed.

HARRY O'BRIEN
 WM. WATT
 N. N. NELSON
 MILTON RUE
 J. L. FLATT
 G. F. DREW
 M. R. YOUNG
 J. B. BRIDSTON
 C. N. BRUNSDALE
 WALTER R. BOND
 A. W. FOWLER

Mr. President: A minority of your Committee on State Affairs to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the same do pass.

R. M. STREIBEL
 R. A. OWINGS
 A. N. LAVIK
 GUST WOG
 ROB. GREISER
 AXEL OLSON

Senator Bridston moved that the report of the majority of the Committee on State Affairs on Senate Bill No. 63 be adopted.

Senator Olson of Mountrail made a substitute motion that the report of the minority of the Committee on State Affairs on Senate Bill No. 63 be substituted for the report of the majority.

Senator Olson of Mountrail withdrew his motion.

Senator Stucke made a substitute motion to the motion of Senator Bridston, that Senate Bill No. 63 be re-referred to the Committee on State Affairs for amendment, which motion prevailed.

Mr. President: Your Committee on Agriculture and Live-stock, to whom was referred Senate Bill No. 72, have had the same under consideration and recommend that the same be amended as follows:

In line 10 strike out the word "farm" and insert in lieu thereof the word "dairy."

And when so amended recommend the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Live-stock, to whom was referred Senate Bill No. 66, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Live-stock, to whom was referred Senate Bill No. 115, have had

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

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A Majority of your Committee on State Affairs, to whom was referred House Bill No. 44, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER
N. N. NELSON
A. N. LAVIK
C. N. BRUNSDALE
GUST WOG
J. B. BRIDSTON
M. R. YOUNG
J. L. FLATT
WALTER R. BOND
HARRY O'BRIEN
WM. WATT
MILTON RUE

Mr. President: A Minority of your Committee on State Affairs, to whom was referred House Bill No. 44, have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS
AXEL OLSON
G. F. DREW
R. M. STREIBEL
ROB. GREISER

Senator Bridston moved that the report of the majority of the Committee on State Affairs on House Bill No. 44 be adopted.

Senator Owings made a substitute motion that the report of the minority of the Committee on State Affairs on House Bill No. 44 be substituted for the report of the majority, which motion was declared lost.

The question being on the original motion of Senator Bridston that the report of the majority of the Committee on State Affairs on House Bill No. 44 be adopted, the motion was declared carried.

Mr. President: Your Committee on Insurance, to whom was referred Senate Bill No. 85, have had the same under consideration and recommend that the same be indefinitely postponed.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Young moved that the vote by which the report of the Committee on Insurance on Senate Bill No. 85 was adopted be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Insurance, to whom was referred Senate Bill No. 87, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 6, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

Which the House has adopted.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

House Bill No. 129. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

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

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 6, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

Senator Page introduced:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 971a of the 1913 Compiled Laws of North Dakota Relating to Nomination to Public Office Other Than by Primary Election or Convention.

Was read the first time and referred to the Committee on Elections.

Senators Gronvold, Bond, Kehoe and Troxel introduced:

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Dahl introduced:

Senate Bill No. 122. A Bill for an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, and Repealing All Conflicting Acts Including Chapter 147 of the Session Laws of 1939.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Morgan of Richland and Kehoe introduced:

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petition for Conveyance of Real Estate Sold on Contract; and Contents of Petition and Decree.

Was read the first time and referred to the Committee on Judiciary.

Senators Dahl, Kehoe and Gronvold introduced:

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Was read the first time and referred to the Committee on Public Safety.

Senators Stucke and Olson of Mountrail introduced:

Senate Bill No. 125. A Bill for an Act Amending Article 2889b6, 1925 Supplement to the 1913 Compiled Laws of

North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Was read the first time and referred to the Committee on Public Health.

SECOND READING OF SENATE BILLS

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Thatcher

So the bill passed and the title was agreed to.

Senator Bond moved that Senate Bill No. 68 be amended as follows:

Page 3, section 5, line 50 of the printed bill, before the word "per annum," strike out the figure "2" and insert the figure "3" in lieu thereof, which motion was declared lost.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Adam	Foss	Olson, McHenry
Beaton	Ginter	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Kamrath	Raschko
Brant	Lavik	Rue
Braun	Morgan, Richland	Stucke
Bridston	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Dickey	Topp
Dahl	Nelson, Grand F'ks.	Tweten
Drew	Nelson, Renville	Wog
Flatt	O'Brien	Young

Those voting in the negative were:

Aandahl	Isaak	Solberg
Feton	Kehoe	Streibel
Fowler	Lofthus	Troxel
Greiser	Nelson, McKenzie	Watt
Gronvold		

So the bill passed and the title was agreed to.

Senator Bond: Mr. President, I want to explain my vote and have it recorded in the Journal. I vote "Aye" on this bill, being in sympathy with it generally but I think the rate is all too low and in twenty years from now the fund may not be adequate to meet the requirements.

Senator Rue 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.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp

Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Those voting in the negative were:

Streibel

Absent and not voting:

Kehoe

So the resolution was declared adopted.

Senate Concurrent Resolution "K". A Concurrent Resolution Requiring Legislators to File with Each Legislative Proposal at the Time of Introduction of a Bill or Resolution a Clear and Concise Statement of the Objectives and Reasons of Any Measure Introduced in Either House; and Amending Rules Upon Adoption.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Bond	Fowler	O'Brien
Braun	Greiser	Page
Bridston	Hill	Rue
Dahl	Lavik	Topp
Feton	Morgan, Richland	Troxel
Flatt	Morgan, Walsh	Young
Foss	Nelson, Grand Fks.	

Those voting in the negative were:

Aandahl	Isaak	Owings
Adam	Kamrath	Raschko
Beaton	Kehoe	Solberg
Bilden	Lofthus	Streibel
Brant	Nelson, Dickey	Stucke
Brunsdale	Nelson, McKenzie	Thatcher
Drew	Nelson, Renville	Tweten
Ginter	Olson, McHenry	Watt
Gronvold	Olson, Mountrail	Wog
Guenther		

Absent and not voting:

Blank

So the resolution was declared lost.

Senator Fowler asked that the Senate be on the Eighth Order of Business, which request was granted.

Senator Fowler moved that Senate Bill No. 68 be taken off the table, which motion prevailed.

Senator Fowler moved that the action taken on Senate Bill No. 68 be re-considered, which motion prevailed.

Senator Fowler moved that the Senate go on the Tenth Order of Business, for the purpose of re-considering Senate Bill No. 68, which motion prevailed.

Senator Fowler moved that Senate Bill No. 68 be amended as follows:

In the title of the bill, after the word "fund," strike out the period and insert a comma, and the language "and declaring an emergency," which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 68 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 16; absent and not voting, 0.

Those voting in the affirmative were:

Beaton	Foss	Olson, McHenry
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Kamrath	Raschko
Brant	Lavik	Rue
Braun	Morgan, Richland	Stucke
Bridston	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Dickey	Topp
Dahl	Nelson, Grand Fks.	Tweten
Drew	Nelson, Renville	Wog
Flatt	O'Brien	Young

Those voting in the negative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Isaak	Solberg
Feton	Kehoe	Streibel
Fowler	Lofthus	Troxel
Ginter	Nelson, McKenzie	Watt
Greiser		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Rue 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.

FIRST READING OF HOUSE BILLS

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

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

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

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

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

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

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

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

House Bill No. 129. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

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

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

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

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

Was read the first time and referred to the Committee on Tax and Tax Laws.

SECOND READING OF HOUSE BILLS

Senator Solberg moved that House Bill No. 26 be indefinitely postponed, which motion was withdrawn.

Senator Solberg moved that House Bill No. 26 be referred to the Committee on Game and Fish, for further amendment, which motion was carried, and the President re-referred House Bill No. 26 to the Committee named.

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of

Laws in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Dahl

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

And the President signed the same in the presence of the Senate.

Lieutenant Governor Hagen announced the receipt of a gavel from George Dixon from Springdale, Arkansas, with a card attached bearing the following message:

"IN THE OZARKS: Land of a Million Smiles and Thrills; Home of Razorbacks, Mules, Democrats, Chiggers and a Dandy Time—where folks be folks, I rekon!"

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-SECOND DAY

Bismarck, February 7, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Rev. Karl Gieser.

Roll Call: All Senators present.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Which the President has signed.

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first day and recommends that the same be corrected as follows:

Page 197, line 1 and 14, correct the spelling of "Gronvold."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Braun presented two resolutions from the Richland county Board of Commissioners, one urging passage of House Bill No. 79 which provides that the state bear the cost of indigent persons at state institutions rather than by the counties, which was referred to the Committee on State Affairs.

And the other opposing any changes in the present restrictions on size and weight of trucks, which was referred to the Committee on Highways.

Senator Dahl presented a resolution from the Steele county

Board of Commissioners urging passage of House Bill No. 79, which was referred to the Committee on State Affairs.

Senator Raschko presented a telegram signed by F. Born, Sr. and five others, urging amendment to the Corporation Farming Act, which was referred to the Committee on State Affairs.

Lieutenant Governor Hagen presented resolutions from the County Commissioners of the following counties: Cass, McIntosh, Morton, Kidder, Bottineau, Bowman, Pembina, Mercer, Dunn and Stutsman, all urging the passage of House Bill No. 79, which were referred to the Committee on State Affairs.

Lieutenant Governor Hagen also presented a resolution from the County Commissioners of Wells county opposing any changes in the present restrictions on size and weight of trucks, which was referred to the Committee on Highways.

Also presented by the Lieutenant Governor was a petition from J. H. Kink and over one hundred others urging the passage of Senate Bill No. 76 which establishes a Board for Vocational Assistance for the Blind, which was referred to the Committee on Public Welfare.

Senator Tweten presented a communication from the County Commissioners of Benson county urging passage of another bill to require the payment of the last years delinquent personal property tax before issuance of auto license, which was referred to the Committee on Tax and Tax Laws.

Senator Morgan of Walsh presented a communication signed by J. A. Odne and six others requesting passage of the "Sunday Beer" bill, which was referred to the Committee on Temperance.

Senator Morgan of Walsh also presented a communication signed by B. A. Sell and seven others, also urging passage of the same bill, and which was referred to the Committee on Temperance.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 7, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Senate Bill No. 107. A Bill for an Act to Provide a Method of Assigning Sheriff's Certificates, Mortgages, and Other Instruments and of Conveying Title to Lands Which Have Been Acquired by the State and Departments and Agencies Thereof.

Senate Bill No. 105. A Bill for an Act to Repeal Sections

6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

Senate Concurrent Resolution No. 5. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide That the Governor or Legislative Assembly Shall Have Authority to Require Advisory Opinions From the Supreme Court.

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

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "D".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 68.

And find the same correctly Re-Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 29.

Senate Bill No. 33.

Senate Bill No. 72.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred Senate Concurrent Resolution

"G", have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred Senate Bill No. 76, have had the same under consideration and recommend that the same be indefinitely postponed.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted.

Senator Stucke made a substitute motion that Senate Bill No. 76 be re-referred to the Committee on Public Welfare, which motion prevailed.

Mr. President: Your Committee on Public Welfare to whom was referred Senate Bill No. 77, have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred Senate Bill No. 100, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word "members" strike out the period, insert a comma, and add the following "and declaring an emergency."

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred House Bill No. 61, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred Senate Bill No. 46, have had the same under consideration and recommend that the same be amended as follows:

In line 7, strike out the words "tax or other liability due to the city," and insert in lieu thereof, the words "personal property taxes." After the word "party" in line 9 insert the words "nor shall he be eligible if he shall have been convicted of malfeasance, bribery, or other corrupt practices or crimes."

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred Senate Bill No. 89, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word "large" strike out the period, insert a comma, and add the following "and declaring an emergency."

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 90, have had the same under consideration and recommend that the same be amended as follows:

In section 1, line 8, after the word "plans" insert the following language; "of the Department of Agriculture for the destruction."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Concurrent Resolution "E," have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 94, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title, after the word "Office," insert a comma and the words "or any Constable."

In Section 1, line 2, following the word "office," insert the words "or any Constable."

In Section 1, line 4, after the word "office," insert a comma and the following words "or any Constable."

In Section 2, line 14, after the word "office," insert the following words "or any Constable."

In Section 3, line 18, after the word "office," insert a comma and the following words "or any Constable."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 6 and re-number Sections 7 and 8, and also re-number lines.

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom

was referred House Bill No. 55, have had the same under consideration and recommend that the same be amended as follows:

In line 13, strike out the following words "of the net proceeds."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bridston moved that the report of the Committee on State Affairs on Senate Concurrent Resolution No. 4 be laid over one legislative day, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 6, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

House Concurrent Resolution "K." Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Which the House has adopted and your favorable consideration is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County; and Declaring an Emergency.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

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

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

The Committee on Banks and Banking introduced:

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

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

The Committee on Banks and Banking introduced:

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

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

The Committee on Agriculture and Livestock introduced:

Senate Bill No. 128. A Bill for an Act Creating a North Dakota Agricultural and Livestock Exposition Commission, for the Promotion and Improvement of Agricultural, Livestock and Allied Expositions and Show, Defining the Powers and Duties of Said Commission, Providing an Appropriation Therefore, and the Method of Allocation and Disbursement of Such Appropriation; Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senator Troxel introduced:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Was read the first time and referred to the Committee on Game and Fish.

Senators Thatcher and Kehoe introduced:

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in

Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 137. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 254 of the Session Laws of 1935; Providing That Deeds Taken in Lieu of Foreclosure Shall Have the Force and Effect of a Sheriff's Certificate on Foreclosure Sale as to All Subsequent Lien Holders; for Notice to Subsequent Lien Holders, of the Record of Such Deeds Preserving to Such Subsequent Lien Holders the Same Rights of Redemption as They Would Have Had, Had Foreclosure Been Made; Providing That After the Period of Redemption Expires, Such Deeds Shall Have the Full Force and Effect of a Sheriff's Deed on Foreclosure as Against Subsequent Lien Holders Who Do Not Redeem.

Was read the first time and referred to the Committee on Judiciary.

Senators Braun, Bridston, Blank, Brant and Nelson of Grand Forks introduced:

Senate Bill No. 138. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax; Providing for Licensing Purchasers and Dealers; Providing Penalties for the Violations, and Repealing Chapter 189 of the Session Laws of North Dakota for 1931.

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

Senator Fowler moved that Senate Bill No. 122 be referred from the Committee on Tax and Tax Laws to the Committee on State Affairs, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

Senator Watt moved that Senate Bill No. 33 be amended as follows:

Line 4, change the figures "\$182,900.00" to read "\$187,900.00."

Line 18, change the figures "\$40,000.00" to "\$45,000.00."

And line 21, change the figures "\$182,900.00" to "\$187,900.00."

(All in the engrossed bill).

Which motion prevailed.

Senator Watt moved that the rules be suspended and that Senate Bill No. 33 be considered properly re-engrossed and

placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

Senator Flatt moved that Senate Bill No. 72 be amended as follows:

In the Title before the word "purchase" insert the words "in the" and after the word "purchase" insert the word "of", which motion prevailed.

Senator Flatt moved that the rules be suspended and that Senate Bill No. 72 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 8 of the 1939 Session Laws Relating to Unfair Discrimination in the Purchase of Certain Farm Products; Repealing Acts in Conflict, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Blank	Guenther	Page
Bond	Hill	Raschko

Brant	Isaak	Rue
Braun	Kamrath	Solberg
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Adam	Owings	Streibel
Olson, Mountrail		

So the bill passed and the title was agreed to.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail

Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing an Option in Certain Cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County; and Declaring an Emergency.

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

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

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

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

Was read the first time and referred to the Committee on Counties.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

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

House Concurrent Resolution "K." Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Was read the first time and referred to the Committee on Agriculture and Live Stock.

SECOND READING OF HOUSE BILLS

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Olson, McHenry	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young
Greiser	O'Brien	

Absent and not voting:

Brant	Foss
-------	------

So the bill passed and the title was agreed to.

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax

Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Brant	Gronvold	Page
Braun	Guenther	Rue
Bridston	Hill	Solberg
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Kamrath	Owings
Beaton	Nelson, Dickey	Raschko
Bilden	Nelson, McKenzie	Streibel
Blank	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Tweten
Isaak		

So the bill was declared lost by the presiding officer for want of a two-thirds majority.

Senator Olson of Mountrail: "Mr. President, I want to explain my vote. The Senators state that this will be handled more efficiently in the Tax Commissioner's office, I don't think so. I vote 'No'."

Senator Fowler: "Mr. President, I appeal from the decision of the Chair."

Senator Fowler: "Mr. President, I appeal from your decision, ruling that House Bill 44 was lost because it did not receive a two-thirds vote of the members-elect of the Senate.

Let me say at the outset that no disrespect for yourself personally or for your office as President of the Senate is intended by this motion. It is made because I am firmly convinced that you are in error in your interpretation of the constitutional provision with respect to when an initiated measure can be amended or repealed by the Legislature.

House Bill No. 44 was passed by the House, unamended, by less than two-thirds vote, and the Speaker ruled that the bill was passed and it was messaged over to the Senate and is now before us for consideration.

In the first place, it should be noted that this bill does

not by its terms, purport to amend any other act or law. It simply provides that the administration of the motor vehicle fuel tax laws and the collection of motor vehicle fuel taxes shall be transferred from the State Auditor to the State Tax Commissioner, together with the administration of such laws and such other duties as are set forth, and are provided by the initiated measure of 1926 with amendments thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939.

I want to emphasize the language 'as provided by the initiated measure of June 30th, 1926 with amendments thereto'—particularly the language 'with amendments thereto.' If you will examine the initiated measure which was adopted on June 30th, 1926 and which is found on page 547 of the 1927 Session Laws and will read particularly Sections 2, 3, 4, 5 and 6 of that Act, you will find that those sections contain and set forth all of the main and essential provisions with respect to the administration of the law, collection of taxes, the making of refunds and particularly set forth all of the duties that are imposed upon the State Auditor by said initiated measure.

Now this initiated measure was amended three years after it was adopted, that is Sections 2, 3, 4, 5 and 6 were amended by Chapter 166 of the Laws of 1929. Section 5 was first amended by Chapter 176 of the Session Laws of 1927 and was again amended by Chapter 166 of the Laws of 1929. Section 6 was amended by Chapter 166 of the Laws of 1929 and also by Chapter 159 of the Laws of 1931. Therefore in dealing with House Bill 44 and the duties which it transfers from the State Auditor to the State Tax Commissioner, we are not dealing with the provisions of the initiated measure that was passed in June, 1926, but we are dealing with the amendments thereto and particularly to Sections 2, 3, 4, 5 and 6 which were made as I have pointed out in 1927, 1929 and 1931. The constitution provides 'No measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislature, except upon a ye and nay vote upon roll call of two-thirds of all the members elected to each house.' In order to determine the question before us on this appeal from your decision, it is necessary to determine what is meant by an 'initiated measure' under the language of the constitution quoted above. It is plain that the initiated measure referred to in the constitution is the measure which was initiated and was adopted by the people themselves. There is a vast distinction and difference between an initiated measure and a legislative measure. An initiated measure is a measure which is voted on and adopted by the people and thus becomes law. A legislative measure is one, of course, which is passed by the Legislative Assembly. Now when the legislatures of 1927, 1929 and 1931 amended Sections 2, 3, 4, 5 and 6 of the initiated law by a two-thirds vote, those sections ceased to be any part of an initiated measure and became legislative measures. The constitution provides how a legislative measure may be passed and become a law. This is provided in Section 65 of the constitution, which provides in effect that a legislative measure becomes a law by a vote of a majority of all members-elect in each house.

House Bill 44 received a majority vote of this Senate on

the roll call just had and therefore inasmuch as it transfers duties from the State Auditor to the State Tax Commissioner which are contained in the Act passed by the Legislature in 1927, 1929 and 1931 and not in the initiated measure adopted June 30th 1926, was legally and properly passed by this Senate.

You have referred in your statement of the reason why this bill was not legally passed to an opinion rendered to you to the effect that unless and until every section of an initiated law has been amended by a two-thirds vote of the legislature, that no part or section of that initiated Act can be amended by a majority vote of the Legislature. If we will stop to consider the effect of such a ruling I think we will be bound to agree that the ruling is unsound. Suppose that we had an initiated measure that contained 265 sections, the last section of which provided for the repeal of all acts or conflicting acts, and suppose that all of the other 264 sections of that act had been amended by a two-thirds vote of prior legislatures. Then, according to the opinion, since the last section providing for the repeal of all conflicting acts had not been amended by a two-thirds vote, none of the other sections of the Act could be amended, except by a two-thirds vote of all members-elect.

It seems to me that a mere statement of an illustration such as the above demonstrates the unsoundness of such a rule. I contend that the true rule is that when any section of an initiated Act has been amended by a two-thirds vote of the Legislative Assembly, that that section ceases to be an initiated measure and ceases to be within the provisions of the constitution set forth in Section 25 of the constitution and becomes a legislative measure or law and is subject to amendment by a majority vote as provided in Section 65 of the constitution.

Some very good lawyers go even farther than this and contend that if one of the material sections of an initiated act has been amended then that such an Act in its entirety ceases to be and to have the character of an initiated measure and becomes a legislative law or enactment and can be amended by a simple majority vote.

You have referred to rule number 40 of the Senate and particularly the proviso in that rule that reads 'provided, however, that no measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislature, except by a two-thirds vote upon roll call of all members elected to each house.'

This language is word for word the same as the language as is contained in Section 25 of the Constitution so rule number 40 merely states the constitutional provision and could not, of course, change or alter or supercede the provisions of the Constitution of the State of North Dakota.

For these reasons, Mr. President, I have taken an appeal from your decision. Under the rules of this Senate, Roberts Rules of Order and parliamentary procedure generally, the decision of the presiding officer is subject to appeal to the Senate as a whole and they have a right to decide for themselves whether or not they think the ruling of the presiding officer is sound or otherwise.

The decision of the majority of this Senate as to whether or not House Bill 44 has been legally and properly passed is final in so far as it's passage through this Senate is concerned. If the bill is signed by the governor and becomes a law and a question of its validity is raised, then the question of course will be decided by the courts and ultimately by our Supreme Court and we will then have a final determination in this state as to under what circumstances and conditions an initiated measure which has been amended in part by subsequent legislative enactment may again be amended.

Mr. President, I would ask for a roll call on the appeal from the decision of the chair."

Lieutenant Governor Hagen:

"The question is on the appeal from the decision of the chair ruling that House Bill No. 44 was lost for lack of 2/3 majority. House Bill 44 in its title states specifically that it is amending the initiated measure of June 30, 1926, with the amendments thereto. Rule 40 of the State Senate reads as follows:

"No bill shall become a law except by a vote of the majority of the members-elect of each House, nor unless on its final passage the vote be taken by aye and nay and the names of those voting be entered on the Journal; provided, however, that no measure enacted or approved by a vote of the electors shall be repealed or amended by the legislature, except by a two-thirds vote upon roll call of all members elected to each House." The Chair wishes to state that there is no desire on his part to deny an appeal from the Chair, but maintains the proper thing to do is to suspend rule 40.

Now the Chair is not a court and can only administer the rules of the Senate as made by the Senate itself. Rule 40 specifically states that a 2/3 vote is required to amend any measure enacted or approved by the electors.

Article 26 of the Constitution being Section 25 as amended provides in part "No measure enacted or approved by a vote of the electors shall be repealed or amended by the legislature except upon aye and nay vote upon roll call of 2/3 of all the members elected to each House." The section then goes on to provide no laws shall be enacted to hamper, restrict, or impair the exercise of the rights herein reserved to the people." With such a provision in our Constitution with rule 40 as it is, then with House Bill 44 in its title admittedly amending an initiated measure the Chair feels that his ruling is correct and that House Bill 44 even though passed by a majority vote over the ruling of the Chair is passed not only in violation of the Constitution but of the very rules laid down by the Senate for its presiding officer to govern, and be governed by.

To further sustain the position of the Chair, I quote from an opinion by the Attorney General, as follows:

"I have your letter of January 28th, inquiring as to the effect of the amendment of an initiated measure where one or more sections of such initiated measure have been amended by a two-thirds vote of the Legislature, but other sections of the same initiated measure have not been amended.

Article 26 of the Constitution, being Section 25 as amended, provides in part:

“No measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislature, except upon a yea and nay vote upon roll call of two-thirds of all the members elected to each House.”

The Section then goes on to provide:

“No laws shall be enacted to hamper, restrict or impair the exercise of the rights herein reserved to the people.”

The question presented by your letter is therefore whether after the Legislature has amended an initiated or referred measure by the necessary two-thirds vote, such amendment acts to take the measure out of the constitutional provision so that thereafter the same measure may be amended by a constitutional majority.

A measure enacted or approved by a vote of the electors may be amended by the Legislature as provided by Article 26. The fact, however, still remains that in all essentials the measure is still a measure that has been approved by a vote of the people, and that therefore the necessary two-thirds vote is still required to amend or repeal the same, in spite of the fact that such Act has been amended in some particular.

If we should hold otherwise, the constitutional provisions cited above could easily be avoided, since such measure might be amended in some minor detail by the Legislature, and thereafter such amendment having been made, although it does not affect the general purport of the initiated Act, the entire measure could be amended or repealed by a constitutional majority only.

It is my opinion that such a construction of the constitutional provisions cited above could not be sustained.

It is therefore our opinion that although such measure may have been amended by the Legislature, nevertheless any subsequent amendment or repeal cannot be effective except by a two-thirds vote of all the members elevated to each House of the Legislature.

Very truly yours,

ALVIN C. STRUTZ,
Attorney General.”

Although it is the opinion of the Chair, backed by all the information at hand and the rules of the Senate that the Presiding Officer should not be questioned on his decisions which are strictly in accordance and compliance with the rules of this body — a roll call is granted.

ROLL CALL

The question being on: “Shall the Chair be sustained?”, the roll was called and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Adam	Isaak	Owings
Beaton	Kamrath	Raschko
Bilden	Lofthus	Solberg
Blank	Nelson, Dickey	Streibel
Bond	Nelson, McKenzie	Stucke

Ginter	Nelson, Renville	Thatcher
Greiser	Olson, McHenry	Tweten
Hill	Olson, Mountrail	

Those voting in the negative were:

Aandahl	Foss	O'Brien
Brant	Fowler	Page
Braun	Gronvold	Rue
Bridston	Guenther	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	

So the decision of the Chair was declared not sustained, and House Bill No. 44 was declared passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

And the President signed the same in the presence of the Senate.

Senator Nelson of Grand Forks asked that the Senate be on the Eighth Order of Business.

Senator Nelson of Grand Forks moved that a committee be named to escort former Senator Tom Whelan to the rostrum, which motion prevailed.

The Chair appointed as such committee, Senators Nelson of Grand Forks and Nelson of McKenzie.

Mr. Whelan not being found by the committee, the Chair announced that the committee would hold over until the following day.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-THIRD DAY

Bismarck, February 8, 1941.

The Senate convened at 2:00 P. M., the President presiding.
Prayer by the Chaplain, Rev. Robert Feehan.

Roll Call: All Senators present except Flatt, Nelson of Grand Forks, Nelson of McKenzie and Young.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-second day and recommends that the same be corrected as follows:

Page 226, strike out the 13th line from the bottom, and transpose lines 14 and 15.

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Bond moved that the Journal be further corrected on page 225, to change the figures "1936" to "1926" in line 17.

And change the word "action" to "section" in line 34, which motion prevailed.

Senator Fetton moved that the report as amended be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 8, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 8, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

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

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

Senator Drew presented a resolution from the Junior Chamber of Commerce of Devils Lake urging amendment to Section 1 of Chapter 246 of the 1931 Session Laws, known as the "Junior College Work in High Schools", which was referred to the Committee on Education.

A resolution was received by Senator Lofthus from the Directors of the Grand Forks, Lakota, McVillage, Michigan City, Petersburg, Reynolds and Larimore National Farm Loan Association petitioning the existing laws so that the Federal Land Bank can again make loans in our state, which was referred to the Committee on Tax and Tax Laws.

Senator Bond presented a petition signed by Mrs. Martin Reinholdt of Sawyer and fifty other Ward county voters, which was referred to the Committee on Temperance.

A telegram was presented by Senator Olson of McHenry from a number of business men of Towner, urging defeat of bill for 2% unemployment tax, which was referred to the Committee on Insurance.

Senator Olson of McHenry presented three communications. One signed by three residents of Drake protesting passage of "the Truckers bill," which was referred to the Committee on Highways.

One from Mrs. George Wasson and others urging passage of Senate Bill No. 97 the "Teachers Insurance and Retirement Fund bill," which was referred to the Committee on Education.

And one from the Towner Association of Commerce urging

defeat of the 3% unemployment tax, which was referred to the Committee on Insurance.

Senator Lofthus presented a resolution from the Nelson county Board of Commissioners recommending an amendment to the "Tree Bounty" statute, which was referred to the Committee on Agriculture and Live Stock.

Senator Wog presented a resolution from the Bowman county Board of Commissioners urging passage of House Bill No. 79 providing for expense of institutional patients by the state, which was referred to the Committee on State Affairs.

Senator Morgan of Walsh requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Morgan of Walsh moved that the Chair appoint a committee of three to extend an invitation to ten members of the South Dakota legislature who are visiting in the capitol to visit the Senate and be escorted to the rostrum, which motion prevailed, and the Chair appointed as such committee Senators: Morgan of Walsh, Stucke and Watt.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 8, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-mouth Disease Exists.

Which the House has adopted and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 8, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 48. A Bill for an Act to Amend and Re-enact Section 396b15 of the Compiled Laws, Supplement 1913-1925, as Amended by Session Laws of 1935, Chapter 162, Providing a Remedy for Under-paid Employees Working in Excess of Hour Provisions of Administrative Orders or the Hours Law for Females, and for Taking Assignments of Wage Claims.

House Bill No. 79. A Bill for an Act to Provide that the Expense for the Maintenance, Care, Board and Treatment of All Patients in the State Hospital for the Insane at Jamestown, North Dakota, the Institution for the Feeble Minded at Grafton, North Dakota, and the North Dakota State Tuberculosis Sanatorium at San Haven, North Dakota, Shall Be Borne Entirely by the State of North Dakota; etc.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 113. A Bill for an Act to Amend and Re-

enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

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

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 33,
Senate Bill No. 72.

And find the same correctly re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 46,
Senate Bill No. 63,
Senate Bill No. 89,
Senate Bill No. 90,
Senate Bill No. 94,
Senate Bill No. 100

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Game and Fish, to whom was referred Senate Bill No. 91, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish, to whom was referred House Bill No. 26, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that consideration of the divided report of the Committee on State Affairs on Senate Concur-

rent Resolution No. 4 be laid over until Monday, which motion prevailed.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 100, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 116, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 74, have had the same under consideration and recommend that the same be amended as follows:

In Section 3 of the original bill at line 6 strike out the word "plus" and insert in lieu thereof the word "including."

In Section 6 at line 8, strike out the words "together with" and insert in lieu thereof, the word "including" and in line 9 of the same section, strike out the word "security" and insert in lieu thereof the word "securities."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance, to whom was referred Senate Bill No. 88, have had the same under consideration and recommend that the same be amended as follows:

In line 2, page 1, after the word "Section" insert: "4 of Chapter."

In line 16, page 2, strike out the words "either," "or six." At the end of line 16, strike out the comma and insert a period; and in line 17, strike out the remainder of the sentence.

In line 19, after the word "representation," strike out the comma and insert a period; strike out the rest of line 19 and in line 20 strike out the remainder of the sentence.

Strike out all of Section 2 on page 3.

And when so amended recommend the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

The committee appointed to escort the members of the South Dakota legislature returned and the members were escorted to the rostrum and presented by Senator Morgan as:

Senator I. R. Erickson, Vermillion, Chairman

Senator Harold Lovre, Hayti

Senator Henry Oster, Ethon

Senator M. B. Olson, Viborg

Senator Paul Kratchmer, Eureka

Representative H. W. Hembd, Ipswich, Chairman

Representative A. C. Halls, Garretson

Representative Lou Corker, Plankinton

Representative Peter Sorenson, Toronto

Mr. Miller Steele, Superintendent of the State Training School at Plankinton.

Senator Stucke moved that the authorized spokesman of the South Dakota delegation address the Senate, which motion prevailed.

Lieutenant Governor Hagen introduced Senator I. R. Erickson of Vermillion, S. Dakota, who then addressed the Senate and introduced Senator Paul Kratchmer of Eureka, S. Dakota, who also spoke to the Senate.

REPORTS OF STANDING COMMITTEE

Mr. President: Your Committee on Judiciary, to whom was referred House Bill No. 75, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred House Bill No. 71, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 123, have had the same under consideration and recommend that the same be amended as follows:

In the title, after the word "decree," strike out the period and insert in lieu thereof a comma, and add the following language: "and declaring an emergency."

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 130, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 103, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish, to whom was referred Senate Bill No. 110, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 75, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "Act" and insert in

lieu thereof the following: "to amend and re-enact Sub-Section 4 of Section 1 and to repeal Sub-Section 9 of Section 3, of Chapter 241, Session Laws of 1939, relating to the use tax. Be it enacted by the Legislative Assembly of the State of North Dakota. Section 1. Amendment.) That Sub-Section 4 of Section 1 of Chapter 241 Session Laws of 1939, be and the same is hereby amended and re-enacted to read as follows: (4) "tangible personal property" means tangible goods, wares and merchandise, gas, electricity, and water, when furnished or delivered to consumers or users within this state, and also means machinery, appliances, apparatus, and other like property when leased for use within this state, or when purchased without this state, and used or operated by the owner or lessee thereof within this state. Section 2. Repeal.) That Sub-Section 9 of Section 3 of Chapter 241 Session Laws of 1939 be and the same is hereby repealed."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Senator O'Brien reported that the Joint Committee on House Resolution "G" had their report ready, on conditions as found on Standing Rock Indian reservation.

Senator Fowler moved that this report be printed in the Journal, which motion prevailed.

REPORT OF JOINT COMMITTEE ON HOUSE
CONCURRENT RESOLUTION "G"
TO THE MEMBERS OF THE 27TH LEGISLATIVE AS-
SEMBLY OF THE STATE OF NORTH DAKOTA:

Pursuant to authority given by House Concurrent Resolution "G", your joint committee from the Senate and House of Representatives visited Standing Rock Indian reservation on February 2, 1941, for the purpose of investigating living conditions of Indians residing on that reservation. The Committee herewith reports its observations.

Naturally it was impossible to visit in one day the homes of some 1,700 Indians that live on the North Dakota part of the Standing Rock Reservation. Nevertheless the committee visited enough homes and talked with enough Indians to get what we believe to be an adequate picture of conditions now existing on that reservation. Indians were interviewed and dwelling places visited at Cannon Ball, Fort Yates and the Porcupine agency.

With but few exceptions we found conditions under which the Indians are living deplorable. A large percentage of the homes visited were entirely unfit for human habitation, consisting of tents and huts in a bad state of repair, with facilities for heating the tents in cold weather wholly inadequate.

In most cases at least five persons are existing in these small dwelling places, that lack proper ventilation and sanitary facilities. Such conditions are likely to cause sickness and disease, particularly in the case of small children, that were found to be present in most of the homes visited. Many of these homes are without floors. Windows are few and often lacking altogether.

A serious food shortage appears to exist. No Indian questioned said he nor his family had sufficient food. In a

number of cases the Committee investigated the shelves or boxes that served as a pantry and in no case was any appreciable supply of food present. In some cases the only food we could find was a little flour and lard or a jar of beans. The dinner of one family consisted solely of a dough made from flour and water and fried in hot skunk grease. The committee visited the tents of a woman, 80 years old, who lived alone. She was cooking her supper. It consisted of a boiled rabbit and some stewed prunes. It is obvious that such fare is inadequate for either adults or children.

Some witnesses testified they are issued a small amount of meat rations, usually bacon or salt pork. Others said they have meat not more than once a month. The meat diet is sometimes augmented by using wild rabbits as food. Fruit and vegetables are almost entirely lacking and there is little or no milk and other dairy products available.

In several cases children were seen that appeared to be thinly clad for winter weather. In other cases, however, children were comparatively well clothed as a result, we were told, of clothing issued them from W.P.A. sewing projects. In every case where inquiry was made we were told the children were wearing all the cloths they had.

Medical attention in case of sickness is not always available, particularly at Cannon Ball, according to reports made to the Committee. The Committee was told by several Indians that calling the doctor in case of sickness was of little use. The examination given the patient would be superficial and the treatment would consist of a few aspirin tablets or pills left by the physician.

In many of the places visited there was no fuel supply to be seen. In a few cases a considerable supply of wood was on hand. The Committee was told this wood was cut by W.P.A. crews. It appears there is no restrictions on Indians gathering up brush and fallen branches among the trees that grow along the streams on the reservation. In a good many cases Indians obtain their fuel supply in this manner. A permit must be obtained from the superintendent before standing timber can be cut down.

The Committee felt it had no authority to question the superintendent of the Standing Rock Indian reservation, Mr. L. C. Lippert, who is an employee of the Indian Bureau of the Federal Government. Nevertheless, we believed we should interview him if it was agreeable to him. Unfortunately Supt. Lippert was not at home and could not be found.

It appeared to the Committee that widespread dissatisfaction exists among the Indians in respect to Supt. Lippert's conduct of the affairs of his office. How much, if any, Supt. Lippert is responsible for the bad conditions existing, your Committee is not in position to say. We believe it proper, however, to set forth in the report some of the complaints made by the Indians interviewed against Supt. Lippert:

1. That unfairness exists in distribution of surplus commodities, and rations, with some Indians getting considerably more than their fair share and others getting less.

2. That sick Indians can obtain medicine only at certain hours of the day and that medical attention is hard to get and carelessly given.

3. That irregularities have occurred in the matter of administering of certain estates.

4. That an Indian who had built a rather neat little log cabin on seemingly worthless land near Fort Yates was ordered to move the cabin after construction was completed.

5. That Indians who have business with Supt. Lippert during ordinary business hours are frequently told "Mr. Lippert is not in his office."

6. That the Superintendent ordered deductions made from payments made Indians by the Federal Government. These checks are routed through his office and it is claimed no proper explanation was given the Indians for such deductions and no consent for these deductions was obtained.

The committee obtained the services of a stenographer and a photographer with the hope of bringing to the Legislature as accurate a picture of the situation existing on Standing Rock Indian Reservation as possible. Members of the Committee in many cases interviewed Indians and for one reason or another much of this testimony could not be taken down in shorthand. However, we make a part of this report such testimony as was taken by the stenographer, together with pictures of typical homes and Indians visited by the Committee.

In view of the brief period of time the Committee was able to spend among the Indians, together with lack of authority to question Supt. Lippert and investigate his conduct of the office and the records thereof, this Committee hesitates to make any specific recommendation to the Legislature in respect to correcting conditions that exist. We respectfully suggest, however, that the Congress of the United States be memorialized by the 27th Legislative Assembly to take cognizance of the serious situation that exists among the Indians on Standing Rock Reservation in North Dakota, where this Committee believes hunger and suffering is prevalent.

We further suggest the legislature to petition Congress to make a competent and unbiased investigation of the administration of affairs at Standing Rock Reservation to determine whether incompetency, mismanagement and (or) dishonesty exists with a view to making immediate correction of these evils, if they are found to exist.

We also suggest that a copy of this report be sent to Hon. William Langer, U. S. Senator from North Dakota, member of the Indian Affairs Committee, and that the Legislature petition Senator Langer to use his full influence to hasten action to bring a measure of relief to the Indians residing on Standing Rock Indian Agency.

Respectfully submitted,
SENATOR HARRY O'BRIEN,
Chairman

Senators
GUST TWETEN
WM. KAMRATH

Representatives
W. H. SHURE
BERNT ANDERSON

The special Joint Committee met, pursuant to call, at 9

o'clock A. M., February 2, 1941, at Bismarck, North Dakota, and driving to the Standing Rock Indian Reservation in Sioux County, proceeded under House Concurrent Resolution "G", 27th Legislative Assembly.

Present: Senators O'Brien (Chairman), Tweten and Kamrath; Representatives Shure and Anderson.

Present also: Representatives Ed Culver and Dan Panko, and Ruth M. Neste, Clerk-Reporter of the Committee.

CANNONBALL

Examination by chairman and other members of the Committee.

Matilda Stretch testified as follows:

Q: What is your name?

A: Matilda Stretch.

Q: How do you live? Do you get enough to eat?

A: Can hardly say. We need help. Don't get enough to eat.

Q: How many are in the family?

A: There are seven in the family.

Q: We want to see how you are getting along. What does your sister do?

A: My sister is deaf and a little blind. She was born that way. She gets some help from the Indian Agency.

Q: What does your husband do? Does he work at all?

A: He works on WPA—gets \$39.00 a month—no other money. I have five children. My sister lives here too. She sometimes gets help when she asks for it.
Mr. Isak Stretch—I am a WPA man and cannot go into the office and beg.

Q: If you are sick, what about it?

A: Never go to the office. Never call to the doctor. When my Charlie sick the doctor come but did not give him no medicine. Doctor didn't give enough help.

Q: What do you do for fuel?

A: Use some coal. Cut own wood.

Q: Do you have to have a permit to cut your wood?

A: The wood is right here.

Q: Do you ever have to go to the Indian Agency to get any wood?

A: No.

Q: Do you understand what I mean by wood? Can you chop wood any time you want to?

A: Have to get permission to chop wood.

Q: Do you have any trouble getting permission?

A: I don't know. My husband is not here.

(Pictures were taken of Mrs. Stretch sister, Bessie Choose who is blind and deaf. She is 41 years of age. Picture of the baby, Floyd Stretch, who is one year old.)

Q: Is there a doctor here?

A: Not here at Fort Yates. It is 25 miles to Fort Yates.

Q: What do you have to eat?

A: Just eat bread and tea and coffee.

Q: How often do you have meat?

A: Once a month.

Q: What kind?

A: Beef.

Q: Do you get anything except the \$39.00 a month to live on?

A: She (sister) gets some. Not enough.

- Q: Do you get any rations?
 A: Yes, get 5 lbs. flour, 5 lbs. sugar, 3 lbs. coffee, roasted (bulk), 2 bars soap, 3 lbs. rice, 3 lbs. beans, 3 lbs. soy beans, once a month.
- Q: Do you get any applies or fruit of any kind?
 A: No.
- Q: What do you have for breakfast?
 A: Coffee and bread.
- Q: What do you have for dinner and supper?
 A: Same.
- Q: You say you wrote to the Welfare Board, what did you say?
 A: I said we needed help — some clothes.
- Q: When did you write them?
 A: A long time ago. Only got two every-day dresses; one pair of overshoes and have to patch them with inner tubes.
- Q: Are you a Patent-In-Fee Indian?
 A: Yes.
- Q: Before you were married, you went to Fort Yates to school?
 A: Yes.
- Q: How far did you go in school?
 A: 4th Grade.
- James Allyellow testified as follows:
 Q: What is your name?
 A: James Allyellow.
- Q: We came down to ask you some questions. Do you get enough to eat?
 A: Got enough for me, myself. Government give to me.
- Q: How much do you get a month?
 A: I don't know. Got one boy (grandson).
- Q: How much food do you have?
 A: Get 10 lbs. Bacon, 5 lbs. Cornmeal, 6 lbs. Flour, 3 lbs. Rice, 3 lbs. Raisins, 1 lb. Coffee, 4 lbs. Sugar, 2 bars Soap, 1 can Baking Powder — sometimes get canned milk.
- Q: Do you burn wood in your stove?
 A: Get some coal. Have been sick. I used to have 60 head of horses, 120 head cattle. My wife she died 12 years ago.
- Q: Do you get enough coal to keep warm in the winter time?
 A: Not always.
- Q: Do you get a permit from the Indian Agency to cut wood?
 A: Yes.
- Q: Have you been up and sometimes not found him home?
 A: Yes.
- Q: Do you have to go to Cannonball to get a permit to cut wood?
 A: Have to get permit. Have a team. Get my own wood. Cut wood myself. Superintendent he want to run away when ask him for anything. I no like him. He not like these people. No use to these people. Want new Bismarck man.
- Q: Is he a bad agent?
 A: Bad agent. Have lots of complaint. He come down they say, but never come down.
- Q: Before this agent, was there a good agent?

A: No, never good agent. Had one good agent, served 4 years, Mr. Bingenheimer.

Miles White Crow testified as follows:

Q: What is your name ?

A: Miles White Crow, an Indian Artist.

Q: We are here to ask you some questions to see how you are getting along. Do you get enough to eat?

A: The people here are hard up. Get very little. They get for a few days, then suffer until they get to town to get rations from Superintendent L. C. Lippert.

Q: Do you think Mr. Lippert is doing the best he can?

A: As far as I know he is. I can say this though, that from my own experience, that Mr. Lippert has failed in some instances toward getting us support. Some of our troubles are with the government employees, that is the employees under Lippert. We failed to find out what is wrong.

Q: You believe then that you have not been given as much help as there could have been. Do you get rations every month?

A: Yes. They don't last very long. The rations that the Indians get is mostly rice and things that the Indians have not been accustomed to in early years, but have to eat it. Don't get much meat. Get some salt pork sometimes.

Q: How often do you have meat? Once a month? Twice a month?

A: Twice a year from relief.

Q: Do you shoot any rabbits?

A: Yes, when we can get out. The men who give our rations to us show favors, because some who work on WPA get rations. All the rations are supposed to be weighed out and give so much to each person, but they don't weigh the food at all. They guess at the weight. They should give the right proportions.

Q: You believe that the people that have jobs are getting more than their share and those that are not working are not getting enough?

A: Most of it seems to go to the men who works. Live in tents all winter. Don't have steady fire — no wood here.

Emma Ireland testified as follows:

Q: What is your name?

A: Emma Ireland.

Q: Do you get enough to eat?

A: No.

Q: How many in the family?

A: Four.

Q: You are hungry sometimes?

A: Yes.

Q: Do you know Mr. Lippert, the Indian Agent?

A: Yes.

Q: Do you think he is doing all he can to help the Indians?

A: No.

Q: Do you get any wood?

A: Yes, some.

Q: Can you cut wood without a permit?

A: Have to buy before you can cut it.

Katie White Crow testified as follows:

Q: What is your name?

- A: Mrs. Katie White Crow.
 Q: How many in the family?
 A: Five.
 Q: Do you get enough to eat?
 A: Not very much.
 Q: What happens when some of the family are sick. Do you have a doctor?
 A: Call for doctor sometimes, but can not always get doctor. From Fort Yates he come.
 Q: How do you get word to the doctor?
 A: Telephone sometimes. Often do not get doctor. Sometimes they tell us the doctor's car is on the bum and sometimes he comes right along.
 Mrs. Runastahoop testified as follows:
 Q: What is your name?
 A: Mrs. Runastahoop.
 Q: How old are you?
 A: 79 years.
 Q: Do you get enough to eat?
 A: Draw a pension of \$12.00 a month. I live on that. Getting relief too besides the pension. Rations so small they don't last long.
 Josephine White Eagle testified as follows:
 Q: What is your name?
 A: Josephine White Eagle.
 Q: How old are you?
 A: Sixteen.
 Q: This is your baby?
 A: Yes.
 Q: How old is your baby?
 A: One year.
 Q: Was the baby born in a hospital?
 A: No, in a tent.
 Q: Did you have a doctor when the baby was born?
 A: No.
 Q: Was your mother there?
 A: Yes.
 Q: Do you get enough to eat?
 A: No.
 Q: Is that the only clothes you have, that you are wearing now?
 A: Yes.
 Q: You cannot keep warm then, can you?
 A: No.
 George Track testified as follows:
 Q: What is your name?
 A: George Track.
 Q: We are down here to find out how the Indians are getting along. You own this place?
 A: Yes, it is my home.
 Q: How do you make a living?
 A: My wife gets \$10.00 a month pension. We live on \$10.00 month.
 Q: Do you get rations?
 A: Just last one week.
 Q: Do you think the Indian Agent is doing the best he can?
 A: No.
 Q: What is wrong with the Indian Agent? What is the main complaint?

- A: Starve most of the time. No clothes.
 Q: How many live here?
 A: Felix has no home so he lives with us.
 Q: Did you have trouble with the Indian Agent at any time?
 A: No.
 Q: You have nothing against him but don't think he is doing the best he can?
 A: Yes. Just a few days ago there was a check came here to my wife, it was for \$23.00 and some odd cents. A bill came with it. It was for a casket we bought for our boy seven years ago, and some potatoes we bought three years ago, so they took all that out. We turned the whole check over to Mr. Lippert, but did not get anything back at all. My wife cannot read. She had another check coming, so when she signed over the \$23.00 check they let her keep the check for \$10.00.

Statement from Miles White Crow:

My stepdaughter, well her mother Mrs. Spotted Horse made up a will by another old lady. She adopted this stepdaughter. The will described the house and land to be given to the stepdaughter. The house was worth \$1,000. The will was kept in the Land Office at Fort Yates. The stepdaughter wanted a hearing when she moved, but would not give her any. She found out later that Mr. Lippert had sold this house to a ticket agent, and this ticket agent had sold the house again to another man. Mr. Lippert gave the stepdaughter only \$80.00. What became of the balance of the money, who got it? There must have been someone who got more than they should have. Joseph Zivic tried to get away for he must have been guilty too in handling of the will. They must have disposed of the will for none could be found.

Edith Eagle Boy testified as follows:

- Q: What is your name?
 A: Edith Eagle Boy.
 Q: How can you keep warm in this tent?
 A: We try our best to keep warm. The heat goes right through the holes in the tent. When it is real cold, it is impossible. We have lived here in this tent for 10 years.
 Q: Does your husband work on WPA?
 A: Yes.
 Q: How much does he make a month?
 A: Supposed to be about \$39.38. Works 56 hours one shift, then 64 hours another.
 Q: Do you have to get a permit from the Indian Agent to cut wood?
 A: If we cut green wood, yes we do.
 Q: Do you have trouble in getting a permit?
 A: No.
 Q: There are five members in your family?
 A: By Mr. Eagle Boy—There are three girls, my wife and myself.
 Q: Do you get enough to eat?
 A: Not all the time. Have to live on \$39.38 a month.
 Q: You don't draw any rations then from the Indian Agency?
 A: No.
 Q: Do your children go to school?

- A: Yes, two of them do. Go to a government school. Used to be public school. There are white teachers there.
- Q: Do the children have overshoes?
- A: One has and one don't.
- Q: Do your children have enough clothes in cold weather?
- A: No. They don't have any underwear.
- Q: In case any are sick do you have trouble in getting a doctor?
- A: The farmer gets the doctor.
- Q: Do you know the Indian Agent, Mr. Lippert?
- Q: He knows me plenty well, but I don't know him. Have not had any business with him.
[Pictures of Lena [5 years]; Emmerine [8 years]; Serine [9 years] Eagle Boy.)

Louie Dog Skin testified as follows:

- Q: What is your name?
- A: Louie Dog Skin.
- Q: How many people live in this tent?
- A: Five.
- Q: Do you work for the WPA?
- A: No, for the CCC.
- Q: You have three children?
- A: Yes.
- Q: Can you keep warm in this tent?
- A: No.
(Pictures taken.)

Mrs. Paul Red Dog testified as follows:

- Q: What is your name?
- A: Mrs. Paul Red Dog.
- Q: How many children do you have?
- A: I have three.
- Q: Does your husband work on WPA?
- A: No, the CCC, he don't work full time.
- Q: How much does he get a month?
- A: About \$35.00, sometimes \$39.00.
- Q: Do you get enough to eat?
- A: No.
- Q: Do you know the Indian Agent, Mr. Lippert?
- A: Yes.
- Q: Is he treating you right?
- A: No, he is starving us to death, I guess.
- Q: You get surplus commodities?
- A: Have to work for the government rations. Sometimes have to scrub.
- Q: When your baby was born, did you have a doctor?
- A: No.
- Q: Do you have trouble in getting a doctor when asked for one?
- A: No.
- Q: Do you always get a doctor when you want him?
- A: No, they don't always get a doctor for us when we want one.

FORT YATES

Alyce Vaulter testified as follows:

- Q: What is your name?
- A: Alyce Vaulter.
- Q: How many children have you?
- A: Five.

- Q: Is your husband working? What does he do?
A: Works on WPA.
Q: Do you have any other source of income?
A: We get lease money. An allotment lease. \$16.00 a year. My husband makes about \$38.00 a month.
Q: Do you have enough to eat?
A: No.
Q: Does your mother get any money?
A: She gets \$10.00 from the State. Lives on that. She helps her son and family too.
- James Vaultier testified as follows:
Q: What is your name?
A: James Vaultier.
Q: Who built this log house?
A: I did.
Q: How do you get your wood?
A: Sometimes have to go get a team. Do not get kindling but get some green wood. My brother-in-law lives here, too.
Q: Can you get medicine when you want it?
A: You have to go to the hospital certain hours to get it. It all depends on the hour you get there.
Q: Do you own the land the house stands on? Who gave you the permission to move here? Who told you to get out of your own home?
A: Mr. Lippert.
Q: He knew you were building here?
A: Yes.
- Mrs. James Amidst testified as follows:
Q: What is your name?
A: Mrs. James Amidst.
Q: Is that your husband in bed?
A: Yes.
Q: How long has he been sick?
A: Two months.
Q: How old is he?
A: 36 years.
Q: How do you make a living? Do you work? Do you get rations?
A: We get double rations for one month but it is not enough.
Q: You get then \$6.90 worth of food a month?
A: Yes.
Q: Why don't you take your husband to a hospital?
A: They won't operate on him because I have no money.
Q: How many children do you have?
A: Two.
Q: I see the roof is not very good. Can't you get lumber to repair it?
A: We asked for condemned lumber, but could not get it.
- Mary Brave testified as follows:
Q: What is your name?
A: Mrs. Mary Brave.
Q: How many children have you?
A: One.
Q: Is your husband working?
A: Yes on the CCC.
Q: How much does he get a month?
A: \$45.00.

Q: Is that enough to buy food with?

A: Not so well.

(A couple of picture were taken of the sick boy, James Amidst in bed).

Mrs. Paul Brave testified as follows:

Q: What is your name?

A: Mrs. Paul Brave, mother of Mary Brave.

Q: How do you live?

A: Have nothing. I stay with daughter. Have been a widow for 12 years.

Q: Do you have any money coming in?

A: My husband was an old soldier. Gets pension of \$30.00. Has money coming in for leases, but are holding it until debts are paid.

Q: Do you believe the Superintendent, Mr. Lippert, is doing the best he can do?

A: No.

Mrs. Louise Treetop testified as follows:

Q: What is your name?

A: Mrs. Louise Treetop.

Q: Where do you live?

A: Twelve miles north.

Q: You live alone?

A: I live alone.

Q: Do you have any income? How do you live?

A: Just live on rations, come to \$3.45 a month.

Q: You have nothing else to live on?

A: No.

Q: Do you have a good place to live?

A: Have been trying to get some condemned lumber, but cannot get even a little. Wanted help to fix windows, but did not get any.

Bessie Big Horn testified as follows:

Q: What is your name?

A: Bessie Big Horn.

Q: Are you married?

A: Yes.

Q: Where is your husband?

A: Has been gone for two years.

Q: Was your husband in the war over seas?

A: Yes.

Q: Was he hurt over seas?

A: No.

Q: How much ration do you get?

A: \$3.45 a month in food.

Q: How much besides the rations do you get?

A: Soil Conservation money that comes once year (\$40.00).

Q: Do you live in this tent?

A: Yes, me and my son.

Q: Can you keep warm?

A: No. Have asked for timber but turned down. Can't get Soil Conservation money until it comes through the Agency Office. Get only \$10.00 at a time from the \$40.00 a year.

Q: Do you have any wood?

A: No, I have to go from house to house to keep warm and get food to eat.

(Pictures taken here).

Mrs. Different Tail testified as follows:

Q: What is your name?

A: Mrs. Different Tail.

Q: How old are you?

A: 80 years.

Q: Do you live alone in this tent?

A: Live alone many years by myself.

Q: Do you get rations?

A: Get commodities.

Q: Do you get enough to eat? Are you hungry?

A: Don't get enough to eat. I am cooking a rabbit now on the stove. That is my supper. Some boy shot it and brought it to me.

Q: How much assistance do you get?

A: Get old age assistance. \$10.00 a month.

Q: What do you use for fuel?

A: Go around and gather wood and chop it myself.

(Picture taken here of Mrs. Different Tail).

Mrs. Philip Chasing Bear testified as follows:

Q: What is your name?

A: Mrs. Philip Chasing Bear.

Q: How many children have you?

A: Two.

Q: Does your husband work?

A: No.

Q: How do you live?

A: On double ration. Not enough to eat. Asked for it and was told I had to work for it.

Q: How much is a double ration?

A: Double ration is double of everything, but it don't include eggs, butter or clothing for the children. One single ration is \$3.45, and a double ration would be \$6.90. It is supposed to last a month.

John Brought Plenty testified as follows:

Q: What is your name?

A: John Brought Plenty.

Q: Do you get enough to eat?

A: No. Once in a while. Do not get a square meal. I do not work. The Russians are good to us around here. They bring us something every day. We have to trade off cups or anything we have in the house for food. My wife is blind.

Q: How many children have you?

A: There are four of us.

Q: You have meat very often?

A: No.

Q: How often?

A: Once or twice a month.

Q: What do you eat?

A: Rice, cornmeal. Sometimes a month goes by when we don't get meat.

Q: What do you do when the children get sick? Do you have trouble in getting a doctor?

A: When the doctor is called, he just looks at them and gives them some aspirin, then goes home. Don't tell us the truth.

Q: Do you know the Indian Agent?

A: Yes.

- Q: Do you think he is doing what he can for the Indians?
 A: No.
 Q: Did you like the agent we have before Mr. Lippert?
 A: Yes I did. Now there is nothing but beans in my grub box.
 Q: When you were on WPA, did you get little rations?
 A: No, and when I go to get medical supplies for my sick boy they give me the dried-up tape. Now I am incapacitated from work.

(Mr. Brought Plenty served over-seas in the late war. Picture was taken of his little son, Kenneth, in a wheel chair).

PORCUPINE SUB-AGENCY

Mrs. Joe Murphy testified as follows:

- Q: What is your name?
 A: Mrs. Joe Murphy.
 Q: How many children in the family?
 A: Four.
 Q: Your husband is working, is he?
 A: Yes.
 Q: On WPA?
 A: Yes.
 Q: Does he get about \$38.00 a month?
 A: Don't know how much he gets.
 Q: Do you have enough to eat?
 A: Not quite. There are six of us in the family.
 Q: Do you get any rations?
 A: Yes, from the Welfare Board, when my husband is not working.
 Q: How long since he has worked now?
 A: Eight days.
 Q: Do you get any clothing for the children?
 A: I did last month, but it was only shirts.
 Q: When any member of the family gets sick, do you have any trouble getting a doctor?
 A: There is a doctor now around visiting the sick list.

Mrs. Joe Day testified as follows:

- Q: What is your name?
 A: Mrs. Joe Day.
 Q: How long have you been living here?
 A: Forty years.
 Q: How many children have you?
 A: Three.
 Q: Do they go to school?
 A: Yes, they go to a Church Mission school.
 Joe Day testified as follows:
 Q: Are you working, Mr. Day?
 A: Only worked six weeks.
 Q: Have you been working all summer?
 A: No, only six weeks.
 Q: How much do you receive a month?
 A: If I put in full time I get \$45.00 a month.
 Q: Why have you not been working before?
 A: Could not get on.
 Q: You would work if you could?
 A: Yes.
 Q: You get any rations? You get money from the government?
 A: Yes.

- Q: When working you get more rations?
 A: No.
 Q: Are you farming?
 A: A little.
 Q: How much?
 A: Not very much.
 Q: Do you get any Soil Conservation checks?
 A: Yes.
 Q: Is it paid directly to you or the Government Agency?
 A: Direct to the Government Agency.
 Q: Do they turn the money over to you?
 A: No, they haven't yet.
 Q: Will they when they receive it?
 A: I don't know, unless I ask for it.
 Q: When it is paid to you, can you spend it any way you want to?
 A: No, every check we get from the Indian office is marked for certain purposes. We have to have them approved before we draw our money out regardless of whether it is Soil Conservation money or any lease or any inherited money.
 Joe Murphy testified as follows:
 Q: What is your name?
 A: Joe Murphy.
 Q: You are living here?
 A: Yes. I am on the Tribal Business Council.
 Q: You are married?
 A: Yes.
 Q: Are you farming?
 A: Yes, under restoration. Have been farming for six years.
 Q: How much did the Conservation checks amount to?
 A: I received \$81.00 last year.
 Q: To whom was this money paid?
 A: Came to the Indian Office. It came to \$20.00 when I received it. It should have been \$81.00.
 Q: What was the balance kept out for?
 A: For feed for stock. Just took it out of the check, didn't ask me about it.
 Q: Did he take out of the check, the rations which were given you?
 A: No.

(Last pictures taken of Felix White Cloud—7 children, all living in tent.)

Since the hour was late, the Committee adjourned, reaching Bismarck, North Dakota, at 12 o'clock Midnight.

FIRST READING OF SENATE BILLS

The Committee on Judiciary introduced:

Senate Bill No. 139. A Bill for an Act to Provide a Method for the Satisfaction of Chattel Mortgages, Crop Mortgages, Conditional Sale Contracts and Other Liens Filed in the Office of the Register of Deeds and Specifying the Form of Such Satisfaction, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 140. A Bill for an Act Authorizing the

Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of the State of North Dakota, for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, by Chapter 168 of the Session Laws for 1935, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interest in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

The Committee on Judiciary introduced:

Senate Bill No. 144. A Bill for an Act to Amend and Re-enact Section 499 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 212 of the 1931 Session Laws of the State of North Dakota Relating to Who Exempt from Employing a Registered Pharmacist

and Providing for Sale by Certain Retailers of Emergency Household Medicines and Poisons.

Was read the first time and referred to the Committee on Public Health.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Bridston, Morgan of Richland and Thatcher introduced:

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

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

Senator Morgan of Walsh introduced:

Senate Bill No. 147. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of the County Commissioners, Township Supervisors, City Commissioners, City Councilmen and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof; Providing for County Welfare Boards; Providing for Financial Responsibility of Counties and Local Subdivisions for the Aid to Needy Persons; Prescribing Method for Distribution of Funds by Public Welfare Board of North Dakota to Counties; and Repealing Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapters 119 and 123 of the Session Laws of 1935, and Chapters 124 and 126 of the Session Laws of North Dakota for 1939, and All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Drew and Kehoe introduced:

Senate Bill No. 148. A Bill for an Act to Amend and Re-enact Section 7408 of the 1913 Compiled Laws of North Dakota, Relating to Continuance of Actions and Procedure in Case of Death or Other Disability of a Party, and Section 7411 of the 1913 Compiled Laws of North Dakota, Relating to Procedure in Case of Death of One or More Plaintiffs or Defendants.

Was read the first time and referred to the Committee on Judiciary.

Senator Gronvold introduced:

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

Senators Kehoe, Dahl, Gronvold and Wog introduced:

Senate Bill No. 150. A Bill for an Act Providing for the Change of Place of Trial of Civil and Criminal Actions Triable to a Jury in Counties Where Jury Terms Have Not Been Held for a Period of One Year, and Providing the Necessary Procedure Therefor, in Addition to That Now Provided by Law for the Change of Place of Trial of Criminal and Civil Actions.

Was read the first time and referred to the Committee on Judiciary.

Senators Bond and Troxel introduced:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Topp, Dahl and Thatcher introduced:

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

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

The Committee on Corporations introduced:

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 3585 of the Compiled Laws of 1913 as Amended by Chapter 170 of the Session Laws of 1937 Relating to the Qualifications of City Aldermen, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Corporations.

Senator Adam introduced:

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Subdivision (a) of Sub-Section 1 of Section 1362 of Chapter 240 of the 1931 Session Laws, Relating to the Certification of Teachers.

Was read the first time and referred to the Committee on Education.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Guenther moved that Senate Bill No. 113 be withdrawn, which motion prevailed.

Senator Bridston moved that Senate Bill No. 54 be withdrawn, which motion prevailed.

Senator Braun requested that Senate Bill No. 138 be not printed for the present, which request was granted.

SECOND READING OF SENATE BILLS

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 221 of the Session Laws of North Dakota for the Year 1935, Providing for the Appointment of Members of the State Board of Public Welfare.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Beaton	Fowler	Page
Blank	Gronvold	Raschko
Bond	Guenther	Rue
Brant	Hill	Solberg
Braun	Kehoe	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Watt
Dahl	Morgan, Walsh	Wog
Drew		

Those voting in the negative were:

Adam	Nelson, Dickey	Streibel
Bilden	Nelson, Renville	Stucke
Greiser	Olson, Mountrail	Troxel
Isaak	Owings	Tweten
Kamrath		

Absent and not voting:

Feton	Lavik	Olson, McHenry
Flatt	Nelson, Grand Fks.	Young
Ginter	Nelson, McKenzie	

So the bill passed and the title was agreed to.

Senator Morgan of Walsh moved that the vote by which Senate Bill No. 77 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Gronvold	Owings
Adam	Guenther	Page
Beaton	Hill	Raschko

Bilden	Isaak	Rue
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Foss	Nelson, Renville	Watt
Fowler	Olson, Mountrail	Wog
Absent and not voting:		
Brant	Greiser	O'Brien
Feton	Nelson, Grand Fks.	Olson, McHenry
Flatt	Nelson, McKenzie	Young
Ginter		

So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do now recess until 1:00 P. M., Monday, February 10th, which motion prevailed and the Senate stood recessed, pursuant to Senator Dahl's motion.

W. J. TROUT, Secretary.

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FIFTH DAY

Bismarck, February 10, 1941.

The Senate re-convened at 1:00 P. M., pursuant to recess taken on Saturday.

The President announced that the Senate would be on the Tenth Order of Business.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 10, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing an Option in Certain Cases.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 8 of the 1939 Session Laws Relating to Unfair Discrimination in the Purchase of Certain Farm Products; Repealing Acts in Conflict, and Declaring an Emergency.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 10, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 10, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 10, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 46. A Bill for an Act to Amend Section 3787 of the Compiled Laws of North Dakota for 1913 Prescribing Qualifications of Officers Under the Commission Form of City Government.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Hill	Solberg

Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Kehoe	Topp
Bridston	Lavik	Troxel
Brunsdale	Lofthus	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Fowler	Nelson, McKenzie	Young
Ginter	O'Brien	

Those voting in the negative were:

Beaton	Foss	Olson, McHenry
Dahl	Morgan, Richland	Owings
Drew	Nelson, Renville	Thatcher

Absent and not voting:

Nelson, Grand Fks. Rue

So the bill passed and the title was agreed to.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Olson, McHenry	Olson, Mountrail
Bilden	Guenther	Owings
Bond	Hill	Page
Braun	Isaak	Raschko
Bridston	Kamrath	Rue
Brunsdale	Kehoe	Solberg
Dahl	Lavik	Streibel
Drew	Lofthus	Stucke
Feton	Morgan, Richland	Thatcher
Flatt	Morgan, Walsh	Topp
Foss	Nelson, Dickey	Troxel
Fowler	Nelson, McKenzie	Watt
Greiser	Nelson, Renville	Wog
Gronvold	O'Brien	Young

Those voting in the negative were:

Adam	Ginter	Tweten
Beaton		

Absent and not voting:

Blank	Brant	Nelson, Grand Fks.
-------	-------	--------------------

So the bill passed and the title was agreed to.

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts

or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Raschko
Blank	Hill	Rue
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Isaak Page

Absent and not voting:

Brant Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Accounts or Claims in the County Where He Is Acting As Such Sheriff, Deputy Sheriff or Employee, and Prescribing Penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog

Fowler O'Brien Young
 Ginter Olson, McHenry

Absent and not voting:

Brant Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Brant Nelson, Grand Fks.

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher

Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Absent and not voting:		
Brant	Raschko	Rue
Nelson, Grand Fks.		

So the resolution was declared adopted.

FIRST READING OF HOUSE BILLS

House Bill No. 48. A Bill for an Act to Amend and Re-enact Section 396b15 of the Compiled Laws, Supplement 1913-1925, as Amended by Session Laws of 1935, Chapter 162, Providing a Remedy for Under-paid Employees Working in Excess of Hour Provisions of Administrative Orders or the Hours Law for Females, and for Taking Assignments of Wage Claims.

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

House Bill No. 79. A Bill for an Act to Provide that the Expense for the Maintenance, Care, Board and Treatment of All Patients in the State Hospital for the Insane at Jamestown, North Dakota, the Institution for the Feeble Minded at Grafton, North Dakota, and the North Dakota State Tuberculosis Sanatorium at San Haven, North Dakota, Shall Be Borne Entirely by the State of North Dakota; etc.

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

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Was read the first time and referred to the Committee on Public Health.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

Was read the first time and referred to the Committee on Counties.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

Was read the first time and referred to the Committee on Insurance.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

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

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-mouth Disease Exists.

Was read the first time and referred to the Committee on Agriculture and Livestock.

SECOND READING OF HOUSE BILLS

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Rue
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Drew	Morgan, Richland	Stucke
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Those voting in the negative were:

Aandahl	Dahl	Thatcher
Braun	Isaak	

Absent and not voting:

Nelson, Grand Fks. Tweten

So the bill passed and the title was agreed to.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg

Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Nelson, Grand Fks.

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler		

Absent and not voting:

Greiser Nelson, Grand Fks. Raschko

So the resolution passed and the title was agreed to.

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-FIFTH DAY

Bismarck, February 10, 1941.

The Senate convened at 2:00 P. M., the President presiding.

Prayer by the Chaplain, Rev. Robert Feehan.

Roll Call: All Senators present except Nelson of Grand Forks.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Third day and recommends that the same be corrected as follows:

Page 240, Line 5, change the spelling of the word "Indian." And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were read by the Secretary from Stephen Early, Secretary to President Roosevelt, and from the Honorable William Langer acknowledging receipt of Senate Concurrent Resolution "F".

THE WHITE HOUSE
Washington

February 5, 1941.

My dear Mr. Trout:

The President has received the copy of Senate Concurrent Resolution "F", adopted by the Legislative Assembly of the State of North Dakota and asks me to thank you for your courtesy in sending it to him.

Very sincerely yours,
STEPHEN EARLY,
Secretary to the President.

Honorable W. J. Trout,
Secretary of the Senate,
State of North Dakota,
Bismarck, North Dakota.

UNITED STATES SENATE
Committee on the Judiciary

February 6, 1941.

Hon. W. J. Trout
Secretary of the Senate
State Legislative Assembly
Bismarck, North Dakota
Dear Mr. Secretary:

I have the honor to acknowledge receipt of Senate Concurrent Resolution "F" urging that North Dakota be granted an opportunity to participate in the present defense program and urging that a survey be made with a view of making our vast stores of low-cost fuel, as well as other natural resources, favorable sites for airfields and training camps, skilled labor, etc., available for building an adequate defense against possible aggression.

I have read the Memorial with great interest and you may be assured that I will give this my serious consideration and immediate attention.

With all good wishes for an exceptionally successful and constructive session of the State Legislative Assembly, I am

Most sincerely yours,
WILLIAM LANGER

Senator Drew presented a communication signed by George Johnson and thirteen others urging the amendment to the

Anti-Corporation Farming Act, which was referred to the Committee on State Affairs.

Senator Drew also presented a communication from the Ramsey County Board of Commissioners concerning taxation of Rural Electrification Power and Distribution Cooperatives, which was referred to the Committee on Tax and Tax Laws.

A telegram was received by the Chairman of the State Affairs Committee from thirty-five grocers in Minot urging passage of Senate Bill 146 closing markets on Sundays and holidays, which was referred to the Committee on State Affairs.

A communication was received at the desk from W. A. Zachor of Portal, opposing Senate Bill 84 prohibiting the sale of intoxicating liquor where other commodities are sold, which was referred to the Committee on Temperance.

Senator Lavik presented a communication from Robert D. Blue, Speaker of the Iowa House of Representatives regarding a bill setting up standards for lard and rendered pork fat, which was referred to the Committee on Agriculture and Livestock.

Senator Lavik also presented a petition from twenty-three Milnor residents urging passage of the "Sunday Beer" bill, which was referred to the Committee on Temperance.

Senator Nelson of Dickey presented a communication from the Dickey county Board of Commissioners urging passage of House Bills 79, 90 and 113, and opposing Senate Bill No. 79 and House Bill No. 50, which was referred to the proper committees.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 10, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 221 of the Session Laws of North Dakota for the Year 1935, Providing for the Appointment of Members of the State Board of Public Welfare.

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

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

W. J. TROUT, Secretary.

Senator Flatt requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Flatt moved that the Senate accept the resignation of Gust Skaley as janitor, which motion prevailed.

Senator Flatt moved that Rachel Hirning be employed as a Senate stenographer.

ROLL CALL

The question being on the employment of Rachel Hirning as Senate stenographer, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings

Blank	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Rue
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Thatcher
Feton	Nelson, Dickey	Topp
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Bond Troxel

Absent and not voting:

Bilden Hill Watt

Greiser Nelson, Grand Fks.

So Rachel Hirning was declared employed as a Senate stenographer.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 75,
Senate Bill No. 88,
Senate Bill No. 123,

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A Majority of your Committee on State Affairs to whom was referred Senate Concurrent Resolution No. 4, have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title, following the word "to", insert the following words: "empower the Legislative Assembly or the electors by Initiated Measure to".

In line 3 of the title, strike out the word "abolishing" and insert following the word "state" these words: "which board, if established, will supersede".

In line 12 strike out the word "shall" and insert in lieu thereof the word "may".

In line 13 strike out the word "shall" and insert in lieu thereof the word "may".

In line 17 strike out the word "shall" and insert in lieu thereof the word "may".

And when so amended recommend the same do pass.

MILTON RUE
N. N. NELSON
WALTER R. BOND
J. L. FLATT
A. N. LAVIK
GUST WOG
J. B. BRIDSTON
G. F. DREW
WM. WATT
HARRY O'BRIEN
C. N. BRUNSDALE
A. W. FOWLER
M. R. YOUNG

Mr. President: A Minority of your Committee on State Affairs to whom was referred Senate Concurrent Resolution No. 4, have had the same under consideration and recommend that the same be indefinitely postponed.

ROB GREISER
 AXEL OLSON
 R. A. OWINGS
 R. M. STREIBEL

Senator Bridston moved that the report of the majority of the Committee on State Affairs on Senate Concurrent Resolution No. 4, be adopted.

Senator Young made a substitute motion that the reports of the Committee on State Affairs on Senate Concurrent Resolution No. 4 be printed in the Journal and further action laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 131, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 132, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 133, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 134, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 135, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 136, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 137, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred Senate Bill No. 126, have had the same under consideration and recommend that the same do pass.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred Senate Bill No. 127, have had the same under consideration and recommend that the same do pass.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 134. A Bill for an Act to Amend and Re-enact Chapter 126 of the Session Laws of the State of North Dakota for the Year 1933, Relative to and Covering the Awarding of Certain Contracts, and Giving Preference to Residents of the State of North Dakota; Repeal; Emergency.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section

2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Which the House has amended.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 51. A Bill for an Act Creating a Lien in Favor of the State for All Rentals Due From, and For All Damages Done by Tenants or Trespassers Upon Lands Belonging to the State of North Dakota and Being a Part of the Permanent School Fund Upon All Crops Raised By, and Upon All Buildings, Structures, Fences or Other Improvements Put Upon Leased or Occupied Lands, By Tenants or Trespassers Upon Such Lands; Providing for the Priority and for the Enforcement and Satisfaction Thereof and Declaring an Emergency.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

Senators Morgan of Walsh and Fowler introduced:

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senators Page, Wog, Nelson of Grand Forks, Braun, Fowler, O'Brien, Dahl and Bridston introduced:

Senate Bill No. 156. A Bill for an Act Providing That the State Board of Finance and Administration Created and Established by Senate Bill No. — now pending before This Legislative Assembly Shall be the Successor of the Board of Administration and Vesting in and Impassing Upon Said

State Board of Finance and Administration All the Rights, Powers, Duties, Obligations and Prerogatives of Said Board of Administration and Transferring Appropriations Made for Said Board of Administration to Said State Board of Finance and Administration.

Was read the first time and referred to the Committee on Appropriations.

Senators Page, Wog, Nelson of Grand Forks, Braun, Fowler, O'Brien, Dahl and Bridston introduced:

Senate Bill No. 157. A Bill for an Act Providing for the Reorganization of the Finances and Administrative Functions of the State of North Dakota by Creating and Establishing the State Board of Finance and Administration, Defining Its Powers, Duties and Obligations, Fixing the Terms and Compensation of the Members of Said Board, Making Certain Existing Appropriations Available for Its Use and Maintenance, and Transferring to Said State Board of Finance and Administration the Existing Powers, Duties and Obligations of the Existing Industrial Commission, State Securities Commission, State Budget Board and State Auditing Board, and Providing Penalties and Repealing All Acts or Parts of Acts in Conflict with This Act.

Was read the first time and referred to the Committee on Appropriations.

Senator Braun introduced:

Senate Bill No. 158. A Bill for an Act to Amend and Re-enact Section 3080a6 of the 1925 Supplement to the 1913 Code, Relating to the Transporting and Shipping of Kerosene and Gasoline Into the State of North Dakota, and Providing for Inspection Fees and Reports Relating Thereto.

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

Senators Aandahl, Fowler, Raschko and Brunsdale introduced:

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

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

Senator Kehoe introduced:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Kehoe requested that Senate Bill No. 160 be not printed until after committee action, which request was granted.

The Committee on Education introduced:

Senate Bill No. 161. A Bill for an Act to Amend and Re-

enact Sections 1504, 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund.

Was read the first time and referred to the Committee on Education.

Senators Streibel and Drew introduced:

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Was read the first time and referred to the Committee on Education.

The Committee on Insurance introduced:

Senate Bill No. 163. A Bill for an Act Providing for the Insurance of Certain Personal Property Owned or Controlled by Any State Department, Institution, Industry or Business or by Any Political Subdivision of This State and Repealing All Conflicting Acts.

Was read the first time and referred to the Committee on Insurance.

Senators Stucke, Drew and Bridston introduced:

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

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

FIRST READING OF SENATE RESOLUTIONS SENATE RESOLUTION "B"

Introduced by Senators Stucke and Brunsdale

Senate Resolution "B." A resolution extending best wishes to Colonel Earl R. Sarles, Commanding Officer of the 164th Infantry, his officers and men, and bidding them Godspeed in their journey to their training camp.

Was read the first time.

Senator Stucke moved that Senate Resolution "B" be adopted, which motion prevailed, and Senate Resolution "B" was declared adopted.

Senator Gronvold moved that the absent senator be excused, which motion prevailed.

Senator Fowler moved on behalf of the joint commission on refunding the state indebtedness that the report dated February 8th, 1941, made by the actuaries and certified public accountants to the joint committee on refunding the state indebtedness, be printed in the Journal, which motion prevailed and it was so ordered.

REPORT TO JOINT COMMITTEE ON REFUNDING
STATE INDEBTEDNESS COVERING COMPARATIVE
ANALYSIS OF CERTAIN PLANS SUBMITTED FOR
REFUNDING OUTSTANDING INDEBTEDNESS
OF THE STATE OF NORTH DAKOTA

February 8, 1941

CONTENTS

Report of Mr. Laurence R. Lunden

Report of Ernst & Ernst.

SCHEDULE A—

Principal and Interest Requirements Under the "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

SCHEDULE B—

Principal and Interest Requirements Under the "Syndicate" Plan for Refunding Present Indebtedness of the State of North Dakota.

SCHEDULE C—

Computation of Average Maturity of Bonds Under the "Syndicate" Plan for Refunding Present Indebtedness of the State of North Dakota.

SCHEDULE D—

Proposed Premiums to Be Paid Under "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

SCHEDULE E—

Computation of Amount of Premiums to Be Received Under "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

SCHEDULE F—

Computation of Average Maturity of Bonds Under "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

February 8, 1941.

To the Joint Committee on Refunding State Indebtedness,
Twenty-Seventh Legislative Assembly of North Dakota,
Bismarck, North Dakota.
Gentlemen:

I herewith submit a report of my investigation undertaken at the request of and with the authorization of the Honorable G. F. Shafer and having as its purpose the determination of the relative cost to the State of North Dakota of refunding its present bonded indebtedness under the two plans herein-after described. My findings are included in this letter, but attached herewith is a supplementary report submitted by Ernst & Ernst. References to schedules made in this letter relate to the exhibits included in the Ernst & Ernst report. In order for this report to best serve its purpose, I am dividing my discussion into the following classification:

1. The Problem
2. Method of Procedure
3. Results
4. Conclusion

THE PROBLEM

Two plans for refunding \$19,143,000 and \$2,500,000 princi-

pal amount of Real Estate Series bonds and Mill and Elevator Construction Series bonds, respectively, and presently outstanding are currently being considered by your Committee.

One plan, hereinafter referred to as the Fiscal Agency Plan, involves the retirement by exchange and/or purchase of \$19,143,000 of Real Estate Series and \$2,500,000 Mill and Elevator Construction Series bonds on the basis of an estimated market value. This retirement is to be accomplished by the exchange for or the use of the proceeds from the sale of \$25,937,000 principal amount of refunding bonds which bear 2½ per cent interest and which will be exchanged or sold according to a scale of prices declared to be the estimated market value of such bonds. All of the details of this plan available to me are included in copies of undated documents entitled "Preliminary Statement" and "Proposed Consolidated Refunding Plan, State of North Dakota" and signed by Ballman and Main of Chicago, Illinois, and Charles A. Fuller and Company of Minneapolis, Minnesota; and a letter addressed to the Secretary of the State Industrial Commission, dated January 17, 1941, and bearing the same two signatures.

The other plan involves the exchange of \$19,095,000 and \$2,500,000 of Real Estate Series and Mill and Elevator Construction Series bonds, respectively, and presently outstanding for \$21,595,000 principal amount of new bonds bearing 2 coupon rates; one coupon being at the 2½ or 3 per cent and the other at a rate equal to the difference between such 2½ or 3 per cent and the full rate, which is the rate borne by the old bonds. The details of this plan, hereinafter referred to as the Syndicate Plan, are embodied in a report attached to a letter addressed to the Industrial Commission of the State of North Dakota, and signed by Mr. F. A. Vogel, Manager of the Bank of North Dakota. This document carries an identification number 151941 but is undated.

The difficulties involved in the computation of cost must be obvious to the committee, but some are mentioned briefly in order to justify the limited scope of this report. Actual work could not be initiated until Wednesday, February 5th, and the report had to be ready for transmittal on Saturday, February 8th. The individual who made the computations involved in the Fiscal Agency Plan was in Chicago, and the individual who made the computations for the Syndicate Plan was in New York. Consequently, it was impossible to confer with these representatives of the principals of both plans on problems that arose in connection with the preparation of schedules included in the report submitted by Ernst & Ernst and which formed the basis of my figures. Moreover, the limited time allowed for this undertaking precluded the use of certain techniques which conceivably might have been followed. Nevertheless, I do not believe that the relationship between the costs finally arrived at would have been materially altered by the use of the more refined methods which would naturally have been followed had time permitted.

I was asked to calculate the cost under each plan after giving effect to the elimination of the \$2,500,000 principal amount of the Mill and Elevator Construction Series bonds. I did not do this since I did not regard the adjustment as being possible without destroying the principal of the two

plans. Obviously, each plan is based upon the assumption that a certain amount of money will be available each year from taxation or other sources, and the plans are so arranged that combined principal and interest payments do not exceed the amount available. The elimination of certain maturities would destroy the relationship between funds available and debt service requirements. Therefore, it would be unfair to the principals of both plans to make this adjustment. If it is desired to consider a plan involving only Real Estate Series Bonds, both parties should be invited to submit new plans.

METHOD OF PROCEDURE

In developing a method of procedure that would assure objective results in determining relative costs, the question was asked as to how much, under each of the plans, would the State of North Dakota pay, irrespective of sources of funds used, in retiring the presently outstanding amount of funded indebtedness. That established the need for the over-all costs under both plans, and the differential between this over-all cost under each plan and the original amount of the debt to be retired afforded the first basis for determining the relative costs.

As will be seen below, the results obtained when these differentials are related to the life of the refunding issues and to the average weighted maturities show apparently conflicting answers.

RESULTS

The steps involved in computing the cost of each plan is described as follows:

I. Fiscal Agency Plan.

- (a) The determination of total interest outlay covering the period from January 1, 1941, which is assumed to be the effective date of the plan, to the final maturity on January 1, 1970. This is shown in Schedule "A" and the amount is \$11,056,575.
- (b) The determination of the basis for increasing the principal amount of bonds to be outstanding upon the consummation of the plan. The bonds to be refunded totaled \$21,643,000, while the bonds to be issued total \$25,937,000. Thus, the net addition to the principal amount of indebtedness was \$4,294,000. Schedule "D" shows that on the basis of market value estimated by the principals of the Fiscal Agency Plan, it would require the payment of total premiums of \$5,398,147.50 to retire the \$21,643,000 principal amount of existing debt. Schedule "E" shows that on the basis of market value, estimated by the principals of the Fiscal Agency Plan, that a premium of \$1,298,290 would be received from the issuance of \$25,937,000 principal amount of refunding bonds. Thus, the difference between premium paid and premium received amounts to \$4,099,857.50. Since it is proposed under this plan to defray the costs involved by the issuance of additional bonds, it is proper to add to the difference in premiums the amount of estimated costs which was stated to be \$195,735. Actually the difference

between the increase in the amount of debt and the difference in premium amounts to \$194,142.50. Therefore, we may conclude that the difference in the debt to be refunded and the debt to be outstanding upon the consummation of the plan is justified under the assumptions as set forth in the plan.

- (c) The determination of the average annual outlay over and above retirement of the original principal amount. Since the total outlay is \$15,350,575, which is the total of interest payments and the amount of the increase in debt, and since the weighted average maturity of the refunding issue is 17.05 years (Schedule "F"), the average annual outlay on this basis is \$900,326.99.
- (d) The determination of the average annual outlay over and above the retirement of the original principal amount over the lifetime of the refunding issue. Since this total outlay, as stated above, is \$15,350,575, the average annual outlay on this basis is \$511,685.83.
- (e) The determination of the average annual outlay per dollar of original debt outstanding under this plan. Since the average annual outlay is \$900,326.99, and since the original principal amount of debt to be retired is \$21,643,000, the average annual outlay on the basis of the weighted average maturity of 17.05 years is 4.160 per cent. Of course, the average annual outlay on the basis of the lifetime of the refunding issue, 30 years, is \$511,685.83, which produces a figure of 2.364 per cent.

II. Syndicate Plan.

- (a) The determination of total interest outlay covering the period from January 1, 1941, which is assumed to be the effective date of the plan, to the final maturity on January 1, 1971. This is shown in Schedule "B" and the amount is \$17,631,975.
- (b) The determination of additional costs over and above the interest outlay. On page 24 of Mr. Vogel's report, it is stated that the State of North Dakota is to pay for lithographing the new bonds, services of the depository for the safekeeping of the securities, and for the approving legal opinion of the State's approving bond counsel. No amounts are mentioned, but it is estimated that these items will be approximately the same as under the Fiscal Agency Plan. Therefore, the estimated costs to be added to the interest outlay are \$55,522.
- (c) The determination of the average annual interest outlay over and above retirement of the original principal amount. Since the total outlay is \$17,687,497, which is the total of interest payments and estimated costs, and since the weighted average maturity of the refunding issue is 20.37 years (Schedule "C"), the average annual interest outlay on this basis is \$868,311.09.
- (d) The determination of the average annual interest outlay over and above the retirement of the original

principal amount over the lifetime of the refunding issue. Since this total outlay, as stated above, is \$17,687,497, the average annual interest outlay on this basis is \$589,583.23.

- (e) The determination of the average annual interest outlay per dollar of original debt outstanding under this plan. Since the average annual interest outlay is \$868,311.09, and since the original principal amount of debt to be retired is \$21,595,000 (this differs from the original debt used in the Fiscal Agency Plan because of the deduction of \$48,000 principal amount of Real Estate Series bonds which are to be paid from cash now on hand, and, consequently, which do not enter into the Syndicate Plan), the average annual interest outlay on the basis of the weighted average maturity of 20.37 years is 4.021 per cent. Of course, the average annual interest outlay on the basis of the lifetime of the refunding issue, 30 years, is \$589,583.23, which produces a figure of 2.730 per cent.

CONCLUSION

It will have become apparent from the foregoing that there are apparent inconsistencies in the various figures relating to costs under the two plans. However, these inconsistencies, if they may be so termed, are more apparent than real. While under the Fiscal Agency Plan, the principal amount of bonds is increased by \$4,294,000, total interest outlay is \$6,575,400 less than the amount required for interest in the Syndicate Plan. After giving effect to estimated costs of \$55,522 in the case of the Syndicate Plan, the saving in aggregate outlay is \$2,288,922. Hence, it is incontrovertible that fewer dollars will be paid by the State of North Dakota in retiring its presently outstanding indebtedness under the Fiscal Agency Plan than under the Syndicate Plan as the two plans now stand.

Over the period of 30 years during which refunding bonds under both plans will be outstanding, the average annual outlay under the Fiscal Agency Plan is 2.364 per cent as contrasted with 2.730 per cent under the Syndicate Plan. This differential, too, in favor of the Fiscal Agency Plan is inevitable in view of the lower coupon rate specified by the principals of the plan.

A somewhat different result is obtained in the figures which for all practical purposes may be thought of as the "cost" of borrowing. The average annual outlay required to service the original amount of bonds outstanding may be related to the weighted average maturity in order to arrive at a figure approximating the average annual cost of the borrowed funds. As shown in the foregoing section, the average annual cost under the Fiscal Agency Plan is 4.160 per cent, while the average annual cost under the Syndicate Plan is 4.021 per cent. This comparatively small differential in favor of the latter plan is accounted for in this instance by the longer average weighted maturity. It would, of course, be easier to draw specific conclusions from comparing these two figures if the average annual outlays, exclusive of principal retirements on the original amount of bonds, were made

up under both plans of interest costs alone. The addition of increased principal amount of indebtedness to interest outlay under the Fiscal Agency Plan creates a situation in which it is difficult to apply mathematical formulæ in determining an exact cost. Although this difficulty does not occur under the Syndicate Plan, the existence of the "humpback" arrangement poses difficulties of still another kind. Accordingly, it was not expedient in the short time allowed for this investigation to undertake to resolve these difficulties.

The results disclosed emphasize again the caution that must be used in comparing the two plans. Basic differences preclude any attempt to reduce the two plans to strict comparability. For example, it would be erroneous to conclude that by arbitrarily reducing the average weighted maturity of the Syndicate Plan to the average weighted maturity of the Fiscal Agency Plan that the reduction in interest outlay under the former plan would be reduced proportionately. The reduction in average weighted maturity involves an entire recasting of the plan in order to avoid distortion of what was originally a level debt service plan constructed so as to fall within the limits of available funds.

The scope of this report according to specific instructions and by my expressed wish has been limited to the determination, in the simplest manner possible, of the costs to the State of North Dakota of refunding its presently outstanding debt under each of the two plans now under consideration. In order to accomplish this, no changes in the terms as stated in drafts of the plans in my possession were permitted. Of course, it was necessary to assume certain facts required for the working out of significant ratios when no mention was made of such facts. For example, January 1, 1941, was assumed to be the effective date for both plans. Similarly, in order to eliminate any confusion that might arise from the use of fiscal years in one plan and calendar years in another, it was assumed that both plans contemplated the use of the full 30 years over which the refunding issue would be spread from the effective date.

Nothing in this report can be construed to be an opinion or conclusion as to the practicability or desirability of either plan except with respect to the element of cost, and here the limitations have been pointed out.

Very truly yours,
LAURENCE R. LUNDEN.

ERNST & ERNST
Accountants and Auditors
Minneapolis

February 8, 1941.

To the Joint Committee on Refunding State Indebtedness,
Twenty-Seventh Legislative Assembly of North Dakota,
Bismarck, North Dakota.
Gentlemen:

In accordance with instructions received from the Honorable G. F. Shafer, we have prepared and include herewith certain schedules used by Mr. Laurence R. Lunden in his report to your Committee dated February 8, 1941, relative to plans for refunding presently outstanding bonded indebtedness of the State of North Dakota.

The schedules included herewith have been prepared from and on the basis of information contained in the certain letters and plans referred to by Mr. Lunden in his accompanying report, and consist of the following:

SCHEDULE A—

Principal and interest requirements under the "Fiscal Agency" plan for refunding present indebtedness of the State of North Dakota.

SCHEDULE B—

Principal and interest requirements under the "Syndicate" plan for refunding present indebtedness of the State of North Dakota.

SCHEDULE C—

Computation of average maturity of bonds under the "Syndicate" plan for refunding present indebtedness of the State of North Dakota.

SCHEDULE D—

Proposed premiums to be paid under the "Fiscal Agency" plan for refunding present indebtedness of the State of North Dakota.

SCHEDULE E—

Computation of amount of premiums to be received under "Fiscal Agency" plan for refunding present indebtedness of the State of North Dakota.

SCHEDULE F—

Computation of average maturity of bonds under "Fiscal Agency" plan for refunding present indebtedness of the State of North Dakota.

We have made all computations necessary in the preparation of the above-mentioned schedules, have reviewed the report of Mr. Lunden previously referred to, and, in our opinion, appropriate procedure was followed in the determination of the relative costs to the State of North Dakota of refunding its present bonded indebtedness under the two refunding plans submitted.

ERNST & ERNST,
Certified Public Accountants.

SCHEDULE A

Principal and Interest Requirements Under the "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota

Calendar Year	Principal Due On January 1st	Principal On Which Interest Is Paid	Interest Due	Total Debt Requirements
1941		\$25,937,000	\$ 648,425	\$ 648,425
1941		25,937,000	648,425	648,425
1943	\$ 640,000	25,297,000	632,425	1,272,425
1944	655,000	24,642,000	616,050	1,271,050
1945	675,000	23,967,000	599,175	1,274,175
1946	695,000	23,272,000	581,800	1,276,800
1947	715,000	22,557,000	563,925	1,278,925
1948	735,000	21,822,000	545,550	1,280,550

SCHEDULE A—(continued)

Calendar Year	Principal Due On January 1st	Principal On Which Interest Is Paid	Interest Due	Total Debt Requirements
1949	755,000	21,067,000	526,675	1,281,675
1950	775,000	20,292,000	507,300	1,282,300
1951	795,000	19,497,000	487,425	1,282,425
1952	815,000	18,682,000	467,050	1,282,050
1953	840,000	17,842,000	446,050	1,286,050
1954	860,000	16,982,000	424,550	1,284,550
1955	885,000	16,097,000	402,425	1,287,425
1956	905,000	15,192,000	379,800	1,284,800
1957	930,000	14,262,000	356,550	1,286,550
1958	955,000	13,307,000	332,675	1,287,675
1959	980,000	12,327,000	308,175	1,288,175
1960	1,005,000	11,322,000	283,050	1,288,050
1961	1,035,000	10,287,000	257,175	1,292,175
1962	1,060,000	9,227,000	230,675	1,290,675
1963	1,090,000	8,137,000	203,425	1,293,425
1964	1,120,000	7,017,000	175,425	1,295,425
1965	1,145,000	5,872,000	146,800	1,291,800
1966	1,175,000	4,697,000	117,425	1,292,425
1967	1,205,000	3,492,000	87,300	1,292,300
1968	1,240,000	2,252,000	56,300	1,296,300
1969	1,270,000	982,000	24,550	1,294,550
1970	982,000	982,000
TOTAL	\$25,937,000		\$11,056,575	\$36,993,575

SCHEDULE B

Principal and Interest Requirements Under the "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota

Calendar Year	Principal Due On January 1st	Principal On Which Interest Is Paid	Interest Due	Total Debt Requirements
1941		\$21,595,000	\$ 1,048,360	\$ 1,048,360
1942		21,595,000	1,007,780	1,022,780
1943		21,595,000	1,007,780	1,072,780
1944		21,595,000	991,670	1,121,670
1945		21,595,000	978,420	1,173,420
1946		21,595,000	977,940	1,357,940
1947	\$ 360,000	21,235,000	928,050	1,353,050
1948	405,000	20,830,000	917,925	1,352,925

SCHEDULE B—(continued)

Calendar Year	Principal Due On January 1st	Principal On Which Interest Is Paid	Interest Due	Total Debt Requirements
1949	415,000	20,415,000	878,900	1,353,900
1950	425,000	19,990,000	832,075	1,357,075
1951	440,000	19,550,000	806,375 (A)	1,352,725
1952	905,000 (A)	18,645,000	751,100	1,351,100
1953	600,000	18,045,000	700,600	1,350,600
1954	650,000	17,395,000	665,350	1,350,350
1955	685,000	16,710,000	609,300	1,349,300
1956	740,000	15,970,000	546,600	1,351,600
1957	805,000	15,165,000	507,450	1,352,450
1958	845,000	14,320,000	467,100	1,352,100
1959	885,000	13,435,000	408,050	1,348,050
1960	940,000	12,495,000	374,850	1,349,850
1961	975,000	11,520,000	345,600	1,350,600
1962	1,005,000	10,515,000	315,450	1,350,450
1963	1,035,000	9,480,000	284,400	1,349,400
1964	1,065,000	8,415,000	252,450	1,352,450
1965	1,100,000	7,315,000	219,450	1,349,450
1966	1,130,000	6,185,000	185,550	1,350,550
1967	1,165,000	5,020,000	150,600	1,350,600
1968	1,200,000	3,820,000	114,600	1,349,600
1969	1,235,000	2,585,000	77,550	1,352,550
1970	1,275,000	1,310,000	39,300 (B)	1,349,300
1971	1,310,000 (B)			
	Add amount of \$710,000.00 accumulated in sinking fund, less \$468,650 used in retiring bonds and interest		241,350	
Total	\$21,595,000		\$17,631,975	\$39,226,975

Note A—Included principal and interest payments of \$468,650.00 made out of sinking fund reserve.

B—To be paid out of sinking fund.

SCHEDULE C
 Computation of Average Maturity of Bonds Under the
 "Syndicate" Plan for Refunding Present Indebtedness
 of the State of North Dakota

Calendar Year	Principal Due On January 1st	Maturity In Years	Weighted Principal Amounts
1941			
1942			
1943			
1944			
1945			
1946			
1947	\$ 360,000	6	\$ 2,160,000
1948	405,000	7	2,835,000
1949	415,000	8	3,320,000
1950	425,000	9	3,825,000
1951	440,000	10	4,400,000
1952	905,000	11	9,955,000
1953	600,000	12	7,200,000
1954	650,000	13	8,450,000
1955	685,000	14	9,590,000
1956	740,000	15	11,100,000
1957	805,000	16	12,880,000
1958	845,000	17	14,365,000
1959	885,000	18	15,930,000
1960	940,000	19	17,860,000
1961	975,000	20	19,500,000
1962	1,005,000	21	21,105,000
1963	1,035,000	22	22,770,000
1964	1,065,000	23	24,495,000
1965	1,100,000	24	26,400,000
1966	1,130,000	25	28,250,000
1967	1,165,000	26	30,290,000
1968	1,200,000	27	32,400,000
1969	1,235,000	28	34,580,000
1970	1,275,000	29	36,975,000
1971	1,310,000	30	39,300,000
TOTAL	\$21,595,000	450	\$439,935,000

No. of \$1,000.00 bonds 21,595 439,935

$439,935.00 \div 21,595 = 20.37$ years—average maturity.

SCHEDULE D

Proposed Premiums to Be Paid Under "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

Series	Rate	Maturity	Principal Amount	Premium To Be Paid Per Bond	Total Premium To Be Paid
D	5	1944	\$ 192,000	\$110.00	\$ 21,120.00
D	5	1949	735,000	230.00	169,050.00
D	5	1952	250,000	277.50	69,375.00
E	5½	1944	408,000	117.50	47,940.00
E	5¼	1949	620,000	247.50	153,450.00
E	5¼	1952	250,000	300.00	75,000.00
F	5	1945	400,000	142.50	57,000.00
F	5	1950	706,000	247.50	174,735.00
F	5	1951	500,000	265.00	132,500.00
F	5	1952	500,000	290.00	145,000.00
G	4½	1945	190,000	127.50	24,225.00
G	4½	1950	587,000	212.50	124,737.50
G	4½	1954	200,000	255.00	51,000.00
G	4½	1945	59,000	127.50	7,522.50
G	4½	1950	750,000	212.50	159,375.00
G	4½	1954	250,000	255.00	63,750.00
G	4½	1945	101,000	127.50	12,877.50
G	4½	1954	600,000	255.00	153,000.00
H	4½	1941	48,000	10.00	480.00
H	4½	1946	64,000	170.00	10,880.00
H	4½	1951	1,000,000	235.00	235,000.00
H	4½	1955	400,000	265.00	106,000.00
I	4½	1947	166,000	172.50	28,635.00
I	4½	1955	500,000	265.00	132,500.00
I	4½	1957	1,000,000	290.00	290,000.00
I	4½	1958	1,000,000	305.00	305,000.00
J	5	1959	1,000,000	375.00	375,000.00
K	4½	1953	1,000,000	242.50	242,500.00
K	4½	1956	1,000,000	280.00	280,000.00
L	4¼	1953	1,000,000	222.50	222,500.00
L	4¼	1959	1,000,000	282.50	282,500.00
M	4	1960	500,000	257.50	128,750.00
N	5½	1955	1,000,000	367.50	367,500.00
O	5¼	1956	1,000,000	367.50	367,500.00
P	6	1944	103,000	135.00	13,905.00
P	6	1947	64,000	247.50	15,840.00
M÷E	5½	1942	500,000	37.50	18,750.00
M÷E	6	1942	700,000	40.00	28,000.00
M÷E	6	1947	700,000	247.50	173,250.00
M÷E	5½	1947	600,000	220.00	132,000.00
TOTAL			\$21,643,000		\$5,398,147.50

SCHEDULE E

Computation of Amount of Premiums to Be Received Under
 "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

Year	Amount of Bonds	Premiums to Be Received— Refunding Bonds	Total Premiums
1943	\$ 48,000	35.00	\$ 1,680.00
1943	592,000	35.00	20,720.00
1944	108,000	47.50	5,130.00
1944	500,000	47.50	23,750.00
1944	47,000	47.50	2,232.50
1945	145,000	57.50	8,337.50
1945	430,000	57.50	24,725.00
1945	100,000	57.50	5,750.00
1946	10,000	70.00	700.00
1946	427,000	70.00	29,890.00
1946	258,000	70.00	18,060.00
1947	110,000	72.50	7,975.00
1947	69,000	72.50	5,002.50
1947	181,000	72.50	13,122.50
1947	79,000	72.50	5,727.50
1947	276,000	72.50	20,010.00
1948	539,000	70.00	37,730.00
1948	196,000	70.00	13,720.00
1949	491,000	65.00	31,915.00
1949	264,000	65.00	17,160.00
1950	585,000	65.00	38,025.00
1950	190,000	65.00	12,350.00
1951	537,000	62.50	33,562.50
1951	258,000	62.50	16,125.00
1952	574,000	57.50	33,005.00
1952	241,000	57.50	13,857.50
1953	840,000	52.50	44,100.00
1954	460,000	50.00	23,000.00
1954	400,000	50.00	20,000.00
1955	202,000	47.50	9,595.00
1955	683,000	47.50	32,442.50
1956	496,000	50.00	24,800.00
1956	304,000	50.00	15,200.00
1956	105,000	50.00	5,250.00
1957	206,000	45.00	9,270.00
1957	616,000	45.00	27,720.00
1957	108,000	45.00	4,860.00
1958	955,000	45.00	42,975.00
1959	127,000	45.00	5,715.00
1959	853,000	45.00	38,385.00
1960	317,000	45.00	14,265.00
1960	688,000	45.00	30,960.00

SCHEDULE E—(Continued)

Year	Amount of Bonds	Premiums to Be Received— Refunding Bonds	Total Premiums
1961	574,000	45.00	25,830.00
1961	461,000	45.00	20,745.00
1962	24,000	45.00	1,080.00
1962	605,000	45.00	27,225.00
1962	431,000	45.00	19,395.00
1963	878,000	45.00	39,510.00
1963	212,000	45.00	9,540.00
1964	1,012,000	45.00	45,540.00
1964	108,000	45.00	4,860.00
1965	1,145,000	45.00	51,525.00
1966	57,000	45.00	2,565.00
1966	1,118,000	45.00	50,310.00
1967	117,000	45.00	5,265.00
1967	1,088,000	45.00	48,960.00
1968	161,000	45.00	7,245.00
1968	1,079,000	45.00	48,555.00
1969	236,000	45.00	10,620.00
1969	1,034,000	45.00	46,530.00
1970	193,000	45.00	8,685.00
1970	(601,000	45.00	27,045.00
	(188,000	45.00	8,460.00
TOTAL \$25,937,000			\$1,298,290.00

SCHEDULE F

Computation of Average Maturity of Bonds Under "Fiscal Agency" Plan for Refunding Present Indebtedness of the State of North Dakota.

Calendar Year	Principal Due on January 1st	Maturity in Years	Weighted Principal Amount
1941			
1942			
1943	\$ 640,000	2	\$ 1,280,000
1944	655,000	3	1,965,000
1945	675,000	4	2,700,000
1946	695,000	5	3,475,000
1947	715,000	6	4,290,000
1948	735,000	7	5,145,000
1949	755,000	8	6,040,000
1950	775,000	9	6,975,000
1951	795,000	10	7,950,000
1952	815,000	11	8,965,000
1953	840,000	12	10,080,000
1954	860,000	13	11,180,000
1955	885,000	14	12,390,000

SCHEDULE F—(Continued)

Calendar Year	Principal Due on January 1st	Maturity in Years	Weighted Principal Amount
1956	905,000	15	13,575,000
1957	930,000	16	14,880,000
1958	955,000	17	16,235,000
1959	980,000	18	17,640,000
1960	1,005,000	19	19,095,000
1961	1,035,000	20	20,700,000
1962	1,060,000	21	22,260,000
1963	1,090,000	22	23,980,000
1964	1,120,000	23	25,760,000
1965	1,145,000	24	27,480,000
1966	1,175,000	25	29,375,000
1967	1,205,000	26	31,330,000
1968	1,240,000	27	33,480,000
1969	1,270,000	28	35,560,000
1970	982,000	29	28,478,000
TOTAL	\$25,937,000	434	\$442,263,000

No. of \$1,000 bonds 25,937 442,263
 $442,263 \div 25,937 = 17.05$ years—average maturity.

Senator Guenther moved that Senate Bill No. 39 be withdrawn, which motion prevailed and the presiding officer announced that Senate Bill No. 39 would be withdrawn.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to return: Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to transmit: House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to inform you that the House has appointed a committee consisting of Reps. Bergesen, Myers and Sellens to act with a like committee of the Senate to arrange for a Joint Memorial Program.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Beaton	Greiser	Owings
Blank	Gronvold	Page
Bond	Guenther	Raschko
Brant	Kehoe	Rue
Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Tweten
Feton	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Adam	Hill	Nelson, Dickey
Bilden	Isaak	Stucke
Bridston	Kamrath	Troxel
Flatt		

Absent and not voting:

Nelson, Grand Fks. Olson, Mountrail Thatcher

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan of Richland moved that the vote by which Senate Bill No. 91 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nelson of Dickey: "Mr. President, I want to explain my vote. I am voting 'No' for the reason that I believe that if this bill carries, we will get the wolves and coyotes into politics."

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assess-

ment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Brant Nelson, Grand Fks. Thatcher

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

Senator Dahl moved that the Senate do now recess for ten minutes, which motion prevailed.

The Senate re-convened at the conclusion of the ten-minute recess.

The President announced that the Senate would be on the tenth order of business.

SECOND READING OF SENATE BILLS

Senate Bill No. 88. A Bill for an Act Amending and Re-enacting Paragraph I of Section 4 of Chapter 162, Session Laws of 1919, as Amended by Chapter 314, Session Laws of 1931, Chapter 286, Session Laws of 1935, and Chapter 251, Session Laws of 1939.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Feton	Olson, Mountrail
Beaton	Flatt	Page
Bilden	Gronvold	Solberg
Blank	Guenther	Stucke
Bond	Isaak	Thatcher
Brant	Lavik	Topp

Braun	Lofthus	Troxel
Bridston	Morgan, Walsh	Wog
Brunsdale	Nelson, Dickey	Young
Drew	O'Brien	

Those voting in the negative were:

Aandahl	Hill	Owings
Dahl	Kehoe	Raschko
Foss	Morgan, Richland	Rue
Fowler	Nelson, McKenzie	Streibel
Ginter	Nelson, Renville	Tweten
Greiser	Olson, McHenry	Watt

Absent and not voting:

Kamrath Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Brunsdale Nelson, Grand Fks.

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Those voting in the negative were:

Bilden

Absent and not voting:

Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule-Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten

Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 110. A Bill for an Act Authorizing the Use of the Bow and Arrow in Hunting Deer.

Was read the second time.

Senator Adam moved that Senate Bill No. 110 be indefinitely postponed, which motion prevailed.

Senate Bill No. 75. A Bill for an Act to Amend and Re-enact Sub-section 4 of Section 1 and to Repeal Sub-section 9 of Section 3, of Chapter 241, Session Laws of 1939, Relating to the Use Tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Adam	Foss	O'Brien
Beaton	Fowler	Raschko
Bilden	Ginter	Rue
Blank	Gronvold	Stucke
Brant	Guenther	Thatcher
Braun	Isaak	Topp
Bridston	Kamrath	Troxel
Brunsdale	Kehoe	Tweten
Dahl	Lavik	Watt
Drew	Lofthus	Wog
Feton	Morgan, Richland	Young

Those voting in the negative were:

Bond	Nelson, McKenzie	Owings
Greiser	Nelson, Renville	Page
Hill	Olson, McHenry	Solberg
Nelson, Dickey	Olson, Mountrail	Streibel

Absent and not voting:

Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which Senate Bill No. 75 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Elections.

House Bill No. 98. A Bill for an Act Relating to the Sale

of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

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

House Bill No. 134. A Bill for an Act to Amend and Re-enact Chapter 126 of the Session Laws of the State of North Dakota for the Year 1933, Relative to and Covering the Awarding of Certain Contracts, and Giving Preference to Residents of the State of North Dakota; Repeal; Emergency.

Was read the first time and referred to the Committee on Highways.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

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

Senator Dahl requested that the Senate be on the ninth order of business, which request was granted.

Senator Dahl moved that the President appoint a committee to act with a like committee from the House for the purpose of arranging a Joint Memorial Program, which motion prevailed.

The President announced that he would appoint as such committee as provided for in Senator Dahl's motion, the following Senators: Dahl, Greiser and Bilden.

The President administered the oath of office to Rachel Hirner as a Senate stenographer.

Senator Watt moved that the Senate do now recess until 1:00 P. M., Tuesday, February 11th, which motion prevailed, and the Senate stood recessed.

W. J. TROUT, Secretary.

THIRTY-FIFTH DAY AFTER RECESS
AND THIRTY-SIXTH DAY

Bismarck, February 11, 1941.

The Senate reconvened at 1:00 P. M., pursuant to recess taken on Monday, with the President presiding.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 11, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a committee consisting of Senators Dahl, Greiser and Bilden to act with the House Committee for arranging a Joint Memorial Program.

W. J. TROUT, Secretary.

The President announced that the Senate would be on the seventh order of business.

FIRST READING OF SENATE BILLS

Senators Kehoe and Bridston introduced:

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Was read the first time and referred to the Committee on Corporations.

Senators Wog, Flatt, Guenther, Brunsdale, Lavik and Brant introduced:

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

The Committee on Education introduced:

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Education.

Senators Raschko, Foss, Young, Fowler and Fetton introduced:

Senate Bill No. 168. A Bill for an Act Providing for the Appointment of a Commission to Examine the Accounting Systems of State Departments and Institutions and of Local Sub-Divisions; Providing for the Establishment of Uniform Systems of Accounting, and Providing a Penalty for Violation; Providing for Biennial Examinations of the Affairs of State Departments and Institutions; Providing an Appropriation; and Repealing Sections 711, 712, 713, and 714 of the Compiled Laws of North Dakota for 1913.

Was read the first time and referred to the Committee on Appropriations.

Senator Rue introduced:

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Was read the first time and referred to the Committee on Corporations.

The Committee on Judiciary introduced:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Was read the first time and referred to the Committee on Judiciary.

Senators Raschko and O'Brien introduced:

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Was read the first time and referred to the Committee on Insurance.

Senators Braun, Bridston, Blank and Topp introduced:

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

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

Senator Foss introduced:

Senate Bill No. 173. A Bill for an Act Conferring Additional Powers Upon Cities and Park Districts; Authorizing the Leasing or Rental of Public Property Thereof; Limiting the Terms of Such Leases or Rental Agreements; Validating Certain Acts of Municipalities.

Was read the first time and referred to the Committee on Corporations.

Senator Gronvold introduced:

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Irrigation.

Senators Bond, Gronvold, Stucke and Watt introduced:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Was read the first time and referred to the Committee on Printing.

Senators Nelson of Grand Forks, Bridston, Drew and Foss introduced:

Senate Bill No. 176. A Bill for an Act Establishing a State-Wide Merit System for the State of North Dakota, Defining the Terms Used in Said Act, Establishing a Merit System Council; Providing for the Appointment of a Supervisor; Providing Duties for Said Council and for Said Supervisor; Providing for the Enactment of Rules by the Council; Providing a Classified and Unclassified Service for the Employees of the State of North Dakota and Its Agencies; Providing the Status for Present Employees; Providing for a Classification Plan, a Compensation Plan and for Class Titles; Providing for the Allocation and Re-allocation of Positions and Amendments for a Classification Plan; Providing Methods for the Establishment of Registers and Filling Vacancies by Examinations and Promotion; Providing Rules for the Conduct of Examinations and for Various Types of Appointments, Including Seasonal, Probationary and Extraordinary Appointments; Providing for Transfer and Assignment Within the State Service and for Service Stan-

dards and Ratings; Providing for Leaves of Absence, Vacation and Sick Leave; Providing Rules Governing Layoffs, Suspensions, Dismissals; Providing a System of Appeals; Prohibiting Political Activities; Prohibiting Certain Acts; Providing for the Enforcement of This Act and for Penalties for Violation of Terms Thereof; Making an Appropriation.

Was read the first time and referred to the Committee on Appropriations.

Senator Drew introduced:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935.

Was read the first time and referred to the Committee on Public Health.

Senator Watt moved that Senate Bills Nos. 155, 166 and 157 be re-referred from the Committee on Appropriations to the Committee on State Affairs, which motion prevailed, and the bills were ordered referred to the Committee on State Affairs.

SECOND READING OF HOUSE BILLS

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Bilden	Guenther	Nelson, Renville
Blank	Isaak	O'Brien
Brant	Kamrath	Olson, McHenry
Braun	Kehoe	Raschko
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Young
Fowler		

Those voting in the negative were:

Adam	Gronvold	Rue
Beaton	Hill	Solberg
Bond	Lavik	Streibel
Drew	Nelson, McKenzie	Troxel
Flatt	Olson, Mountrail	Tweten
Ginter	Owings	Wog
Greiser	Page	

Absent and not voting:

Aandahl

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 26 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost on a division vote.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Isaak	Page
Brant	Kamrath	Raschko
Bond	Kehoe	Rue
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Watt
Feton	Nelson, Grand Fks.	Wog

Flatt	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Those voting in the negative were:

Greiser	Solberg	Tweten
Hill	Streibel	

So the bill passed and the title was agreed to.

Senator Raschko 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. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

Senator Page moved that House Bill No. 71 be amended as follows:

Strike out the last word in line five, page one; which motion was declared lost.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry

Blank	Guenther	Olson, Mountrail
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Rue
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young
Fowler	Nelson, McKenzie	

Absent and not voting:

Adam	Solberg	Thatcher
Owings	Streibel	

So the bill passed and the title was agreed to.

The President Announced that the Senate would be on the Seventh Order of Business.

FIRST READING OF SENATE BILLS

Senators Blank, Young, Dahl, Guenther, and Morgan of Richland introduced:

Senate Bill No. 178. A Bill for an Act Providing for a North Dakota Game and Fish Department Under the Control and Supervision of a Game and Fish Commission of North Dakota, Consisting of Six Members, Defining the Powers and Duties of the Commission, Transferring to the Commission Certain Powers and Duties, and Repealing Chapter 130 of the 1929 Session Laws, Chapter 120 of the 1933 Session Laws, Chapter 145 of the 1935 Session Laws, and All Other Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Game and Fish.

Senators Stucke, Bridston, Beaton and Aandahl introduced:

Senate Bill No. 179. A Bill for an Act Declaring Rural Electrification Corporations to Be Quasi-public and Providing for the Payment of an Annual Tax for Cooperative, Non-profit Membership, Rural Electrification Corporation in Lieu of Other Taxes, and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senators Thatcher, Kehoe and Stucke introduced:

Senate Bill No. 180. A Bill for an Act Amending and Re-enacting Section 3 and Repealing Section 4 of the Initiated Act Approved by the People of the State of North Dakota, June 29, 1932, Relating to and Fixing the Salaries of County Officials Hereafter Elected; Auditor, Treasurer, Sheriff, Superintendent of Schools, Register of Deeds, County Judge, State's Attorney and Clerk of the District Court.

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

Senators Young and Kehoe introduced:

Senate Bill No. 181. A Bill for an Act to Establish a Uniform Conditional Sales Law.

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

Senators Streibel, Wog and Olson of Mountrail introduced:

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and an Identification Tag Fee from Carriers by Motor Vehicle.

Was read the first time and referred to the Committee on Highways.

Senator Kehoe introduced:

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

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

Senators Solberg and Blank introduced:

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

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

Senator Raschko introduced:

Senate Bill No. 185. A Bill for an Act to Amend and Re-enact Section 6789, of the Compiled Laws of North Dakota, for the Year 1913; and Repealing Section 6786, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Pledged Securities.

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

Senators Nelson of Grand Forks and Young introduced:

Senate Bill No. 186. A Bill for an Act Removing Statutory Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senator Brant introduced (by request):

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 267 of the Session Laws of 1927, as Amended and Re-enacted by Section 3 of Chapter 282 of the Session Laws of 1931, as Amended and Re-enacted by Section 3 of Chapter 251 of the Session Laws of 1933, Pertaining to an Estate Tax.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-SIXTH DAY

Bismarck, February 11, 1941.

The Senate convened at 2:00 P. M., the President presiding. Prayer by the Chaplain, Rev. Robert Feehan.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-third day after recess and the Thirty-fifth Day and recommends that the same be corrected as follows:

Page 270, strike out line 31.

Page 276, change the word "bath" to "both" in line 35.

Page 286, 10th line from bottom, correct the spelling of the word "question."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary read a card from Mrs. Henry Botz of Cando expressing thanks for the memorial resolution in behalf of the late Senator B. W. Lemke.

Cando, N. D.

Feb. 5, 1941.

N. Dak. Senate,
Bismarck, N. D.

Dear Sirs:—

We, the brothers and sisters of the late Senator B. W. Lemke who passed away Nov. 30, 1940, wish to extend our sincere thanks and appreciation of the sympathy expressed in your "Memorial Resolution," a copy of which each of us gratefully received.

With kindest personal regards, we remain

Sincerely yours,

MRS. HENRY BOTZ.

Senator Gronvold presented a communication from the Board of County Commissioners and the States Attorney of Pierce County urging passage of House Bill No. 79, which places the care of the institution patients under the state rather than the counties; and House Bill No. 73, which relates to the standard weight of coal, which communication was referred to the Committee on Tax and Tax Laws.

Senator Foss presented a communication from the city council of Valley City opposing the "Sunday Beer" Bill, which was referred to the Committee on Temperance.

Senator Brant presented a petition from Rev. H. C. Lehner of Linton and about fifty others opposing the "Sunday Beer" Bill, which was referred to the Committee on Temperance.

The Lieutenant Governor presented the following communications: One a resolution from the Harrison Farmers Union Local No. 822 of Ward County opposing House Bill No. 80, which was referred to the Committee on State Affairs.

And resolutions from the county commissioners of Adams, Eddy and Billings counties urging passage of House Bill No. 79, which were referred to the Committee on Tax and Tax Laws.

Two telegrams were presented by Senator Morgan of Richland from the Wahpeton Chamber of Commerce and from George Reeder and six others, urging the amendment to the Anti-Corporation Farming Bill, which were referred to the Committee on State Affairs.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 11, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 41. A Bill for an Act to Divide the State of North Dakota into Two (2) Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 11, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and

Maintenance of the Same, and Making an Appropriation Therefor.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 10, 1941.

Mr President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 68.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 11, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

SENATE RESOLUTION "B"

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engross-

ment respectfully report that they have examined the following bills:

Senate Bill No. 69

Senate Bill No. 70

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock, to whom was referred Senate Bill No. 101, have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock, to whom was referred Senate Bill No. 128, have had the same under consideration and recommend that the same be returned to the Senate without recommendation and be re-referred to the Committee on Appropriations.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted, and Senate Bill No. 128 was re-referred to the Committee on Appropriations.

Mr. President: Your Committee on Agriculture and Livestock, to whom was referred House Concurrent Resolution "L," have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Concurrent Resolution "K," have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 108, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 143, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 140, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 142, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 120, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, after the word "Districts" strike out the period and insert in lieu thereof a comma and the words "and Declaring an Emergency."

In line 11 of the printed bill after the word "the" and before the word "county" insert the word "State" and follow this by a comma.

At the end of the printed bill add subsection "A" and include the words "An emergency is hereby 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.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the report of the majority of the Committee on State Affairs on Senate Concurrent Resolution No. 4, as printed in the Senate Journal on page 265, be adopted.

Senator Greiser made a substitute motion that the report of the minority of the Committee on State Affairs on Senate Concurrent Resolution No. 4, as printed on page 266, be substituted for the report of the majority.

Senator Fowler requested a roll call on the motion of Senator Greiser.

Senator Aandahl requested a call of the House, which request was granted.

ROLL CALL

Granting Senator Aandahl's request for a call of the House the roll was called and there were 47 present; 2 absent.

Those present were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Beaton	Gronvold	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Watt

Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

The President announced that Senators Guenther and Morgan of Richland were absent and ordered the Sergeant-at-Arms to endeavor to locate them and bring them to the Senate Chamber.

Senators Guenther and Morgan of Richland reported to the Senate and Senator Fowler moved that the call of the House be dispensed with, which motion prevailed.

ROLL CALL

The question being on Senator Greiser's substitute motion, the roll was called and there were ayes, 22; nays, 27.

Those voting in the affirmative were:

Adam	Isaak	Owings
Beaton	Kamrath	Raschko
Bilden	Nelson, Dickey	Solberg
Blank	Nelson, McKenzie	Streibel
Brant	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Tweten
Hill		

Those voting in the negative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Braun	Gronvold	Page
Bridston	Guenther	Rue
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young

So the substitute motion of Senator Greiser was declared lost.

The question now being on the original motion of Senator Fowler that the majority report on Senate Concurrent Resolution No. 4 be adopted, the motion was put and declared carried.

Senator Brant moved that the Senate do not concur in the House amendments to Senate Bill No. 59 and that a conference committee be appointed, which motion prevailed.

Senator Bridston moved that House Bill No. 79 be referred from the Committee on State Affairs to the Committee on Tax and Tax Laws, which motion prevailed, and House Bill No. 79 was so ordered.

SECOND READING OF SENATE BILLS

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Foss	O'Brien
Blank	Fowler	Olson, Mountrail
Braun	Gronvold	Raschko
Bridston	Hill	Rue
Brunsdale	Kehoe	Topp
Dahl	Lavik	Watt
Drew	Lofthus	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	

Those voting in the negative were:

Aandahl	Isaak	Page
Adam	Kamrath	Solberg
Beaton	Nelson, Dickey	Streibel
Bond	Nelson, McKenzie	Stucke
Brant	Nelson, Renville	Thatcher
Ginter	Olson, McHenry	Troxel
Greiser	Owings	Tweten

Absent and not voting:

Guenther Morgan, Richland

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Foss	Nelson, Grand Fks.
Beaton	Fowler	O'Brien
Bilden	Ginter	Page
Blank	Gronvold	Raschko
Bond	Guenther	Rue
Brant	Hill	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Tweten
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Dickey	Young

Those voting in the negative were:

Aandahl	Nelson, McKenzie	Owings
Greiser	Nelson, Renville	Solberg
Isaak	Olson, McHenry	Streibel
Kamrath	Olson, Mountrail	Troxel

Absent and not voting:

Braun

So the bill passed and the title was agreed to.

Senate Bill No. 133. A Bill for an Act to Amend and Re-

enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young
Fowler	Nelson, McKenzie	

Those voting in the negative were:

Owings	Streibel	Thatcher
--------	----------	----------

Absent and not voting:

Braun	Rue
-------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail

Bilden	Hill	Owings
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Tweten
Fowler	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Wog
Greiser	O'Brien	Young

Those voting in the negative were:

Page

Absent and not voting:

Aandahl	Braun	Morgan, Walsh
Brant	Feton	Stucke

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The President announced that if there were no objection, Senate Bills Nos. 166, 168 and 176 would be re-referred from the Committee on Appropriations to the Committee on State Affairs, and the bills were so re-referred.

The President called President Pro Tem Young to the Chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Kamrath	Page
Blank	Kehoe	Raschko
Bond	Lavik	Rue
Brant	Lofthus	Solberg
Braun	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Stucke
Brunsdale	Nelson, Dickey	Thatcher
Drew	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Greiser
Tweten

Absent and not voting:

Dahl	Isaak	Topp
Feton		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Dickey
Adam	Fowler	Nelson, Grand Fks.
Beaton	Ginter	O'Brien
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Rue
Brant	Isaak	Stucke
Braun	Kehoe	Topp
Bridston	Lavik	Tweten
Brunsdale	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Greiser	Olson, McHenry	Streibel
Kamrath	Olson, Mountrail	Thatcher
Nelson, McKenzie	Owings	Troxel
Nelson, Renville	Solberg	

Absent and not voting:

Dahl

So the bill passed and the title was agreed to.

Senate Bill No. 137. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 254 of the Session Laws of 1935; Providing That Deeds Taken in Lieu of Foreclosure Shall Have the Force and Effect of a Sheriff's Certificate on Foreclosure Sale as to All Subsequent Lien Holders; for Notice to Subsequent Lien Holders, of the Record of Such Deeds Preserving to Such Subsequent Lien Holders the Same Rights of Redemption as They Would Have Had, Had Foreclosure Been Made; Providing That After the Period of Redemption Expires, Such Deeds Shall Have the Full Force and Effect of a Sheriff's Deed on Foreclosure as Against Subsequent Lien Holders Who Do Not Redeem.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail

Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to.

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Feton	Nelson, Grand Fks.
Adam	Foss	Nelson, McKenzie
Beaton	Fowler	O'Brien
Bilden	Ginter	Page
Blank	Gronvold	Raschko
Bond	Guenther	Rue
Brant	Kamrath	Thatcher
Braun	Kehoe	Troxel
Bridston	Lavik	Watt
Brunsdale	Morgan, Walsh	Wog
Dahl	Nelson, Dickey	Young

Those voting in the negative were:

Drew	Nelson, Renville	Streibel
Greiser	Olson, McHenry	Stucke
Hill	Olson, Mountrail	Topp
Isaak	Owings	Tweten
Morgan, Richland	Solberg	

Absent and not voting:

Flatt	Lofthus
-------	---------

So the bill passed and the title was agreed to.

Lieutenant Governor Hagen resumed the Chair.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 6; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Ginter	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Rue
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Watt
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss		

Those voting in the negative were:

Greiser	Owings	Streibel
Hill	Solberg	Tweten

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

Was read the first time and referred to the Committee on Public Health.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and

Maintenance of the Same, and Making an Appropriation Therefor.

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

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The President announced that he had appointed as a Conference Committee to meet with a like committee from the House, on the House amendments to Senate Bill No. 59, the following Senators: Brant, Olson of Mountrail and Young.

Senator Young requested that his name be taken off the Conference Committee and the name of Senator Isaak be substituted thereon, which request was granted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Motor Vehicle Fuel Taxes as Provided by the Initiated Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Senate Resolution "B". A resolution extending best wishes to Colonel Earl R. Sarles, Commanding Officer of the 164th Infantry, his officers and men, and bidding them Godspeed in their journey to their training camp.

And the President signed the same in the presence of the Senate.

Senator Fowler requested that the Senate be on the Fourth Order of Business, which request was granted.

Senator Fowler requested that a communication with reference to the tax on snuff, from a number of wholesalers in Fargo be read, which request was granted, and the communication was referred to the Committee on State Affairs.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-SEVENTH DAY

Bismarck, February 12, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. Adolph Johns.

Roll Call: All Senators present, except Greiser.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-fifth day after recess and the thirty-sixth day and recommend that the same be corrected as follows:

Page 299, line 31, correct the spelling of "Bismarck".

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was received by the Secretary signed by the Richland County Board of Commissioners and sixty others opposing the passage of House Bill 41, the "Truckers Bill," which was referred to the Committee on Highways.

Senator Solberg presented a petition signed by fifty Williams county residents opposing the "Sunday Beer" bill, which was referred to the Committee on Temperance.

Senators Bilden and Nelson of Grand Forks presented a resolution from the county commissioners of Grand Forks relating to the taxation of rural electric cooperatives, which was referred to the Committee on Tax and Tax Laws.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Senate Bill No. 70. A Bill for an Act to Amend and Re-

enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 59 and the President has appointed as a conference committee to act with a like committee from the House, Senators Brant, Olson of Mountrail and Isaak.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 12, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 75. A Bill for an Act to Amend and Re-enact Sub-section 4 of Section 1 and to Repeal Sub-section 9 of Section 3, of Chapter 241, Session Laws of 1939, Relating to the Use Tax.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court. Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the

Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Senate Bill No. 88. A Bill for an Act Amending and Re-enacting Paragraph I of Section 4 of Chapter 162, Session Laws of 1919, as Amended by Chapter 314, Session Laws of 1931, Chapter 286, Session Laws of 1935, and Chapter 251, Session Laws of 1939.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Accounts or Claims in the County where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and Prescribing Penalties.

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large.

Senate Bill No. 46. A Bill for an Act to Amend Section 3787 of the Compiled Laws of North Dakota for 1913 Prescribing Qualifications of Officers Under the Commission Form of City Government.

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

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

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

SENATE CONCURRENT RESOLUTION NO. 4

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 113, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 131, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom was referred Senate Bill No. 83, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 142, have had the same under consideration and recommend that the same do pass.

And further recommend that House Bill No. 142 be referred to the Appropriations Committee.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom

was referred Senate Bill No. 146, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Concurrent Resolution "B", have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 57, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 89, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being an Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Tax and Tax Laws.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Thatcher and Braun introduced:

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives Concurring Therein:

WHEREAS, the Twenty-eighth Legislative Assembly of the State of North Dakota will have for consideration and adoption the revised code of the State of North Dakota prepared by the Code Revision Commission under the provisions of Chapter 110 of the Session Laws for the Year 1939, and

WHEREAS, Section 2 of Chapter 186 of the 1937 Session Laws requires that five hundred copies of each Bill be printed unless it is otherwise ordered by motion or resolution of either branch of the Legislative Assembly, and

WHEREAS, the report of the Code Revision Commission will constitute a part of the Bill for the adoption of the said revised codes by the Twenty-eighth Legislative Assembly and it is necessary that said Commission shall be advised as to the number of copies of such report it will be required to submit to the Twenty-eighth Legislative Assembly.

NOW, THEREFORE BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring: That the report of the Code Revision Commission containing the revision of the codes of the State of North Dakota shall not be printed, and that in lieu of such printing, the Code Revision Commission shall supply to the Twenty-eighth Legislative Assembly copies of such report prepared by a duplicating process, and fifty-four copies of said report shall be furnished to the Senate and one hundred eighteen copies thereof shall be furnished to the House of Representatives.

Was read the first time, and referred to the Committee on Judiciary.

Senator Brunsdale moved that Senate Bill No. 149 be re-referred from the Committee on Insurance to the Committee on Ways and Means, which motion prevailed and the bill was so ordered referred to the Committee on Ways and Means.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 12, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 12, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 99. A Bill for an Act to Permit Not to Exceed Two Hours Per School Week of Religious Instruction Outside of the Public Schools by a Duly Established and Incorporated Religious Body, of Children Attending Elementary and Secondary Public Schools in the State of North Dakota; Excusing Pupils for Such Purposes When Requested

by Parent, Guardian, or Other Person Having Control of the Pupil. Repeal.

House Bill No. 153. A Bill for an Act Exempting Flying Employeegs Engaged in Interstate Commerce from the Workmen's Compensation Act.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 12, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Which the House has indefinitely postponed.

SECOND READING OF SENATE BILLS

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt

Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Greiser

So the bill passed and the title was agreed to.

Senator Fowler requested that the Senate be on the eighth order of business, which request was granted.

Senator Fowler moved that Senator Morgan of Richland be appointed a committee of one to escort three-year-old Dixie Dale to the rostrum for the deliverance of Lincoln's Gettysburg Address, which motion prevailed, and Dixie was escorted to the rostrum and delivered the address.

The Senate returned to the tenth order of business.

SECOND READING OF SENATE BILLS

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Beaton	Foss	Rue
Bilden	Guenther	Thatcher
Blank	Lofthus	Topp
Braun	Morgan, Walsh	Tweten
Bridston	O'Brien	Watt
Flatt	Olson, Mountrail	Young

Those voting in the negative were:

Aandahl	Gronvold	Nelson, Renville
Adam	Hill	Olson, McHenry
Bond	Isaak	Owings
Brant	Kamrath	Page
Brunsdale	Kehoe	Raschko
Dahl	Lavik	Solberg
Drew	Morgan, Richland	Streibel
Feton	Nelson, Dickey	Stucke
Fowler	Nelson, Grand Fks.	Troxel
Ginter	Nelson, McKenzie	Wog

Absent and not voting:

Greiser

So the bill was declared lost.

Senator Kehoe: "I vote 'no' on this bill for the purpose of reconsideration."

Senator Fowler moved that Senate Bill No. 140 be amended as follows:

Strike out all of section six and renumber the sections, accordingly, which motion prevailed.

Senator Young moved that the rules be suspended and that Senate Bill No. 140 be considered properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Was read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Bond	Kehoe	Rue
Brant	Lavik	Solberg
Braun	Lofthus	Streibel
Bridston	Morgan, Richland	Stucke
Brunsdale	Morgan, Walsh	Thatcher
Dahl	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Gronvold		

Absent and not voting:

Blank	Flatt	Greiser
-------	-------	---------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 12, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "N". A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

House Concurrent Resolution "O". Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

Which the House has adopted.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State

of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Bilden	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Blank Greiser

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Empower the Legislative Assembly or the Electors by Initiated Measure to Provide for an Appointive Board to Manage the Permanent Funds of the State, Which Board, If Established, Will Supersede, the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution,

as amended, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Braun	Gronvold	Page
Bridston	Guenther	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Adam	Kamrath	Raschko
Beaton	Lofthus	Rue
Bilden	Nelson, Dickey	Solberg
Blank	Nelson, McKenzie	Streibel
Brant	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Hill	Olson, Mountrail	Tweten
Isaak	Owings	

Absent and not voting:

Greiser

So the resolution was declared adopted.

FIRST READING OF HOUSE BILLS

House Bill No. 99. A Bill for an Act to Permit Not to Exceed Two Hours Per School Week of Religious Instruction Outside of the Public Schools by a Duly Established and Incorporated Religious Body, of Children Attending Elementary and Secondary Public Schools in the State of North Dakota; Excusing Pupils for Such Purposes When Requested by Parent, Guardian, or Other Person Having Control of the Pupil. Repeal.

Was read the first time and referred to the Committee on Education.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

Was read the first time and referred to the Committee on Education.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

Was read the first time and referred to the Committee on Education.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Counties.

House Bill No. 153. A Bill for an Act Exempting Flying

Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

Was read the first time and referred to the Committee on Insurance.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "O". Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

Was read the first time and referred to the Committee on Indian Affairs.

House Concurrent Resolution "N". A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

Was read the first time and referred to the Committee on Indian Affairs.

SECOND READING OF HOUSE BILLS

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting:

Greiser	Nelson, Renville
---------	------------------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE CONCURRENT
RESOLUTIONS

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-Mouth Disease Exists.

Was read the second time.

Senator Watt moved the adoption of House Concurrent Resolution "L," which motion prevailed, and the resolution was declared adopted.

House Concurrent Resolution "K". Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Was read the second time.

Senator Aandahl moved the adoption of House Concurrent Resolution "K," which motion prevailed, and the resolution was declared adopted.

Senator Aandahl requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Aandahl moved that the Senate express its appreciation to three-year old Dixie Dale for her very fine rendition of Lincoln's Gettysburg address, which motion prevailed.

Senator Dahl moved that the President appoint a committee of one to escort former Senator Gilbertson from Jamestown to the rostrum, which motion prevailed and the President appointed as such committee of one, Senator Dahl.

Mr. Gilbertson was then escorted to the rostrum and addressed the Senate.

Senator Platt moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-EIGHTH DAY

Bismarck, February 13, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Chester W. Hamblin.

Roll Call: All Senators present except Greiser, Lofthus and Nelson of McKenzie.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 13, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Senate Bill No. 137. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 254 of the Session Laws of 1935; Providing That Deeds Taken in Lieu of Foreclosure Shall Have the Force and Effect of a Sheriff's Certificate on Foreclosure Sale as to All Subsequent Lien Holders; for Notice to Subsequent Lien Holders, of the Record of Such Deeds Preserving to Such Subsequent Lien Holders the Same Rights of Redemption as They Would Have Had, Had Foreclosure Been Made; Providing That After the Period of Redemption Expires, Such Deeds Shall Have the Full Force and Effect of a Sheriff's Deed on Foreclosure as Against Subsequent Lien Holders Who Do Not Redeem.

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh day and recommend that the same be corrected as follows:

Page 324, change the word "affirmative" to "negative".

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Blank presented a copy of a resolution adopted by the Mandan City Commission urging defeat of House Bill 165 regulating fees and taxes on trucks and caravan trailers and also opposing any increase in the present weight and

size of these vehicles, which was referred to the Committee on Highways.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that Senate Bill No. 69, also Senate Bill No. 70 were delivered to the Governor for his approval at the hour of 4:02 o'clock P. M., February 12, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 140

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that Senate Resolution "B", also Senate Concurrent Resolution "D" were delivered to the Secretary of State for his approval at the hour of 2:20 o'clock P. M., February 12, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 35, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 4, strike out the figures "\$183,700.00" and insert in lieu thereof the figures "\$170,640.00."

In line 16, strike out the figures "\$13,000.00" and insert in lieu thereof the figures "\$10,000.00."

In line 18, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 20, strike out the figures "\$5,500.00" and insert in lieu thereof the figures "\$5,000.00."

In line 21, strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$6,000.00."

Strike out all of line 24.

Strike out all of line 25.

Strike out all of line 26.

In line 31, strike out the figures "\$183,700.00" and insert in lieu thereof the figures "\$170,640.00."

Re-number all lines in numerical order.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

The Committee on Education introduced:

Senate Bill No. 190. A Bill for an Act to Amend and Re-enact Section 13 of Chapter 235 of the Session Laws of 1929 Relating to Tax Levy Limitations.

Was read the first time and referred to the Committee on Education.

Senator Aandahl introduced:

Senate Bill No. 191. A Bill for an Act to Repeal Chapter 120 of the Session Laws of 1935 Relating to Poor Relief Fund Transfer.

Was read the first time and referred to the Committee on Public Welfare.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Stucke and Owings introduced:

SENATE CONCURRENT RESOLUTION "M"

A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

WHEREAS, very extensive surveys and investigations have been carried on in connection with the Missouri River Diversion Project during the past year by the Corps of Engineers, U. S. Army and by the Bureau of Reclamation, and

WHEREAS, the Missouri River Diversion Project is for the purposes of lake and groundwater restoration, municipal and industrial water supplies, sewage and waste disposal, stock-watering, irrigation and other agricultural purposes and

WHEREAS, the Missouri River Diversion is a project of immense magnitude and is not only of great benefit to the State of North Dakota, but also to the states of South Dakota and Minnesota, and is of great importance to the entire nation, and

WHEREAS, the Project is recognized as being sound and practicable from an engineering standpoint and a series of drought years and economic studies have shown there to be a most urgent need for the project and that very extensive benefits will be derived from its construction and operation.

NOW THEREFORE, BE IT RESOLVED, That the Senate of the State of North Dakota, the House concurring therein, petition the Congress of the United States and the President of the United States to enact and approve such legislation or to carry out such measures as will provide for the immediate construction of the Missouri River Diversion Project.

BE IT FURTHER RESOLVED, that copies of this Resolution be sent to the President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and the Senators and Congressmen from North Dakota.

Was read the first time and referred to the Committee on Irrigation.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 13, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 13, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "P". A Concurrent Resolution Providing and Designating Additional House Employees and Naming and Fixing Their Salaries.

Which the House has adopted.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 13, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

House Bill No. 173. A Bill for an Act to Exempt Certain Personal Property to the Amount of \$150.00 from Taxation, and Declaring an Emergency.

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 146. A Bill for an Act to Amend and Re-

enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Kehoe moved that the vote by which Senate Bill No. 143 was lost be reconsidered, which motion prevailed.

Senator Kehoe moved that Senate Bill No. 143 be placed at the head of the calendar, and another reading of the bill be dispensed with.

Senator Solberg made a substitute motion that Senate Bill No. 143 be placed on the calendar tomorrow, which motion was declared lost.

The question being on the original motion of Senator Kehoe, the motion was put and declared carried, and the President announced that Senate Bill No. 143 would be placed at the head of today's calendar.

SECOND READING OF SENATE BILLS

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Flatt	O'Brien
Beaton	Foss	Raschko
Bilden	Fowler	Rue
Blank	Gronvold	Stucke
Bond	Guenther	Thatcher
Braun	Hill	Topp
Bridston	Kehoe	Troxel
Brunsdale	Lavik	Watt
Dahl	Morgan, Richland	Wog

Drew	Morgan, Walsh	Young
Feton	Nelson, Grand Fks.	

Those voting in the negative were:

Adam	Nelson, Dickey	Page
Brant	Nelson, Renville	Solberg
Ginter	Olson, McHenry	Streibel
Isaak	Olson, Mountrail	Tweten
Kamrath	Owings	

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Kehoe 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.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, Renville	Wog
Foss		

Those voting in the negative were:

Solberg	Watt	Young
---------	------	-------

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to.

Senator Bridston moved that Senate Bill No. 146 be amended as follows:

Line 6, page 2, after the word "retail" insert the words "and to prohibit the operation thereof on."

Which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 146 be considered properly re-engrossed

and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Foss	Olson, Mountrail
Adam	Fowler	Page
Beaton	Ginter	Raschko
Bilden	Gronvold	Rue
Blank	Guenther	Solberg
Bond	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Renville	Tweten
Feton	O'Brien	Watt
Flatt	Olson, McHenry	Young

Those voting in the negative were:

Brant	Morgan, Walsh	Owings
Hill	Nelson, Grand Fks.	Wog
Isaak		

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

FIRST READING OF HOUSE BILLS

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 173. A Bill for an Act to Exempt Certain Personal Property to the Amount of \$150.00 from Taxation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake

Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

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

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

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

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

Senator Watt requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Watt moved that the Senate recess for five minutes in order to meet Mr. Nick Brown, of Leonard, North Dakota, father of the quadruplets born recently in Fargo, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "P". A Concurrent Resolution Providing and Designating Additional House Employees and Naming and Fixing Their Salaries.

Was read the first time.

Senator Fowler moved that the Senate do concur in House Concurrent Resolution "P," which motion prevailed.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Owings
Adam	Guenther	Page
Beaton	Hill	Raschko
Bilden	Isaak	Rue
Blank	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Flatt	Nelson, Renville	Watt
Foss	O'Brien	Wog
Fowler	Olson, McHenry	Young
Ginter	Olson, Mountrail	

Those voting in the negative were:

Bond Feton

Absent and not voting:

Greiser Lofthus Nelson, McKenzie

So the resolution was declared adopted.

Senator Fowler moved that the vote by which House Concurrent Resolution "P" was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 13, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "P". A Concurrent Resolution Providing and Designating Additional House Employees and Naming and Fixing Their Salaries.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp

Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, Renville	Watt
Flatt	O'Brien	Wog
Foss	Olson, McHenry	Young
Fowler		

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 13, 1941.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, Renville	Watt
Flatt	O'Brien	Wog
Foss	Olson, McHenry	Young
Fowler		

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to.

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, Renville	Watt
Flatt	O'Brien	Wog
Foss	Olson, McHenry	Young
Fowler		

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Kehoe moved that House Bill No. 89 be amended as follows:

Page 1, line 6, after the word "county" insert the following words: "belonging to Indians", which motion was declared lost.

Senator Drew moved that House Bill No. 89 be amended as follows:

Line 11, Section 2, after the word "exchange" insert the following words "provided that the title of all lands shall have title perfected", which motion lost.

Senator Fowler moved that House Bill No. 89 be amended as follows:

In the last line of the title, strike out the semi-colon and the language "and declaring an emergency" and insert a period after the word "county", and in section 3 strike out all the language after the figure three and insert instead "This act shall become effective January 1, 1942", which motion prevailed.

Senator Young moved that the rules be suspended and that House Bill No. 89 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Drew	Owings
Adam	Feton	Raschko
Beaton	Fowler	Rue
Bilden	Ginter	Solberg
Blank	Guenther	Streibel
Bond	Lavik	Stucke
Brant	Nelson, Dickey	Thatcher
Braun	Nelson, Grand Fks.	Troxel
Bridston	O'Brien	Tweten
Brunsdale	Olson, McHenry	Wog
Dahl	Olson, Mountrail	Young

Those voting in the negative were:

Flatt	Kamrath	Nelson, Renville
Foss	Kehoe	Page
Gronvold	Morgan, Richland	Topp
Hill	Morgan, Walsh	Watt
Isaak		

Absent and not voting:

Greiser	Lofthus	Nelson, McKenzie
---------	---------	------------------

So the bill passed and the title was agreed to, as amended.

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

Was read the second time.

Senator Bridston moved that the Senate do concur in House Concurrent Resolution "B", which motion prevailed and House Concurrent Resolution "B" was declared adopted.

The President announced that the Senate would be on the Eleventh Order of Business.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

Was read the first time and referred to the Committee on Agriculture and Livestock.

Senator Hill moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

THIRTY-NINTH DAY

Bismarck, February 14, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Chester W. Hamblin.

Roll Call: All Senators present except Greiser and Lofthus.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-eighth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, February 14, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had

Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Empower the Legislative Assembly or the Electors by Initiated Measure to Provide for an Appointive Board to Manage the Permanent Funds of the State, Which Board, If Established, Will Supersede, the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 14, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-mouth Disease Exists.

House Concurrent Resolution "K". Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 14, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

Which the Senate has amended.

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

Senator Isaak presented a resolution adopted by the Lions Club of Beulah urging an increase in the highway patrol, which was referred to the Committee on Public Welfare.

A telegram addressed to the Senate was received by Lieutenant Governor Hagen from the Lions Club of Oakes urging support of Senate Bill No. 76, which was referred to the Committee on Highways.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 35,
Senate Bill No. 146.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 50.

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 129, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 48, have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred Senate Bill No. 149, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Safety to whom was referred Senate Bill No. 124, have had the same under consideration and recommend that the same do pass.

C. P. DAHL, Chairman.

Senator Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Safety to whom was referred Senate Bill No. 114, have had the same under consideration and recommend that the same do pass.

C. P. DAHL, Chairman.

Senator Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 65, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 14, have had the same

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

In Section 1, Line 3, strike out the figures "\$25,000.00" and insert in lieu thereof the figures "\$20,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 28, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 2, after the word "Treasury" strike out the comma and insert the following language: "belonging to the State Highway Commission."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 36, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 4, strike out the figures "\$174,100.00" and insert in lieu thereof the figures "\$173,600.00."

In Line 17, strike out the figures "\$4,500.00" and insert in lieu thereof the figures "\$4,000.00."

In Line 19, strike out the figures "\$28,000.00" and insert in lieu thereof the figures "\$25,000.00."

In Line 23, strike out the figures "\$30,000.00" and insert in lieu thereof the figures "\$25,000.00."

In Line 26, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$8,000.00."

In Line 28, after the word "Construction" add "of Dams": strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$20,000.00."

In Line 29, strike out the figures "\$174,100.00" and insert in lieu thereof the figures "\$173,600.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 18, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 3, strike out the figures "\$10,360.00" and insert in lieu thereof the figures "\$9,010.00."

In Line 11, strike out the figures "\$2,760.00" and insert in lieu thereof the figures "\$2,160.00."

In Line 12, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00."

In line 13, strike out the figures "\$250.00" and insert in lieu thereof the figures "\$150.00."

In Line 14, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$100.00."

In Line 15, strike out the figures "\$150.00" and insert in lieu thereof the figures "\$100.00."

In Line 16, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$200.00."

In Line 17, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$800.00."

In Line 19, strike out the figures "\$10,360.00" and insert in lieu thereof the figures "\$9,010.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 159, have had the same under consideration and recommend that the same be amended as follows:

On page 8 of the printed bill in line 32 strike out the language "a duplicate of each and every receipt" and insert in lieu thereof "his receipt or receipts."

In Section 6 on page 8 of the printed bill in line 4, strike out the language "twenty-five" and insert in lieu thereof the language "forty".

On page 6 of the printed bill at the end of line 48 insert a new paragraph as follows: "A corporation licensed to do business within the state of North Dakota shall not be denied a license because their bulk station is not located within the state of North Dakota."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted.

Senator Braun made a substitute motion that the report of the Committee on State Affairs on Senate Bill No. 159 be amended as follows: Sixth line of the report, insert the word "thirty" instead of the word "forty", which motion prevailed.

Senator Braun moved that the report of the Committee on State Affairs on Senate Bill No. 159, as amended, be adopted, which motion prevailed.

Mr. President: Your Committee on Insurance to whom was referred Senate Bill No. 118, have had the same under consideration and recommend that the same be amended as follows:

On page 4 line 68 strike out the word "casual" and insert the word "causal".

On Page 9 line 172 strike out the word "claims" and insert the word "claim".

And when so amended recommend the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEE

Conference Committee Report:

Mr. President: Your Conference Committee on Senate

Bill No. 59, have had the same under consideration and it is recommended that the House recede from its amendments.

Senate:

SEN. BRANT
SEN. OLSON of Mountrail
SEN. ISAAK

House:

REP. DALZELL
REP. McINNES
REP. DEVLIN

Sen. Brant moved that the report be adopted, which motion prevailed and the report was declared adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 14, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 59.

W. J. TROUT, Secretary.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Delayed Bills introduced:

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Was read the first time and referred to the Committee on Education.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Braun moved that he be allowed to withdraw Senate Bill No. 138, which motion prevailed and Senate Bill No. 138 was ordered withdrawn.

Senator Dahl moved that he be allowed to withdraw Senate Bill No. 122, which motion prevailed and Senate Bill No. 122 was ordered withdrawn.

Senator Nelson of Grand Forks moved that he be allowed to withdraw Senate Bill No. 64, which motion prevailed, and Senate Bill No. 64 was ordered withdrawn.

Senator Brant moved that the Conference Committee on Senate Bill No. 59 be discharged, which motion prevailed and the Conference Committee was ordered discharged.

Senator Flatt requested that the State Auditor be author-

ized to give out the checks for the Senators and employees today instead of Monday, which request was granted.

SECOND READING OF SENATE BILLS

Senate Bill No. 35. 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 second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Hill	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Rue
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Braun	Morgan, Richland	Stucke
Bridston	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Dickey	Topp
Dahl	Nelson, Grand Fks.	Troxel
Drew	Nelson, McKenzie	Tweten
Feton	Nelson, Renville	Watt
Flatt	O'Brien	Wog
Foss	Olson, McHenry	Young
Fowler		

Absent and not voting:

Greiser	Guenther	Lofthus
---------	----------	---------

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

And the President signed the same in the presence of the Senate.

Senator Adam requested that the Senate be on the Eighth Order of Business, which motion prevailed.

Senator Adam moved that the Senate be at ease for a moment in respect to the departed House member, Ed. Rieker, from his district, which motion prevailed, and the Senate was ordered to be at ease by the presiding officer.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTIETH DAY

Senate Chamber,
Bismarck, February 15, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Chester W. Hamblin.

Roll Call: All Senators present except Foss, Greiser, Lofthus and Wog.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-ninth day and recommends that the same be corrected as follows:

Change the spelling of the word "presence" on page 347, 4th line from bottom.

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000

and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

Which the Senate has adopted.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amend-

ments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

The Secretary read a communication from the Honorable William Langer acknowledging receipt of Senate Resolution "A".

The Secretary read a communication from Senator Tom Burke of Billings, Montana, urging passage of an act creating a "Highway Reciprocity Commission".

Senator Fowler moved that the above communication be referred to the Committee on Highways, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 14,
Senate Bill No. 18,
Senate Bill No. 28,
Senate Bill No. 36,
Senate Bill No. 118,
Senate Bill No. 159.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties to whom was referred House Bill No. 112, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred House Bill No. 83, have had the same under consideration and recommend that the same do pass.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred Senate Bill No. 165, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom

was referred Senate Bill No. 169, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred House Bill No. 175, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred Senate Bill No. 153, have had the same under consideration and recommend that the same be amended as follows:

In line 19, strike out the word "commission" and insert in lieu thereof the word "council."

In line 20, strike out the word "commission" and insert in lieu thereof the word "council."

In line 25, strike out the word "commission" and insert in lieu thereof the word "council."

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 119, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 95, have had the same under consideration and recommend that the same be amended as follows:

In the printed bill in Section 1, in line 3 strike out the words "twenty-five cents" and insert in lieu thereof the words "one dollar."

In Section 9, line 3 strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$40,000.00."

And when so amended recommend the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion was declared lost on a rising vote.

Senator Watt moved that further consideration of House Bill No. 95 be indefinitely postponed, which motion prevailed on a rising vote.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 51, have had the same under consideration and recommend that the same be amended as follows:

In Section 4 of the printed bill in line 3, and also in line 4 strike out the word "department" and insert in lieu thereof the word "commissioner." In line 4 after the word "proffer" insert the word "his."

In Section 6 in line 12, strike out the word "commissioner" and insert in lieu thereof the following language: "the Governor of North Dakota."

In line 14 after the last word "to" insert "conference, mediation or."

In line 17 after the word "to" insert the following language: "confer, mediate or."

In Section 7 in line 3 strike out the language "to strike or engage in other concerted activities" and insert in lieu thereof "or employers to exercise any rights either may have, as provided by law."

And when so amended recommend the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 126, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 87, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 118, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Kehoe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 130, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 145, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 189, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "Treasury" insert the following language: "belonging to the State Highway Commission,"

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 5, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$168,980.00" and insert in lieu thereof the figures "\$143,240.00."

Strike out all of line 18.

In line 19, strike out the figures "\$19,440.00" and insert in lieu thereof the figures "\$15,000.00."

In line 22, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00."

In line 23, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$800.00."

In line 24, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,800.00."

In line 26, strike out the figures "\$7,800.00" and insert in lieu thereof the figures "\$5,000.00."

In line 30, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 31, strike out the figures "\$76,060.00" and insert in lieu thereof the figures "\$62,520.00."

In line 40, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$1,200.00."

In line 45, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$1,200.00."

In line 46, strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,000.00."

In line 48, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$600.00."

In line 51, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 52, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00."

In line 53, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 54, strike out the figures "\$44,240.00" and insert in lieu thereof the figures "\$40,940.00."

In line 63, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$800.00."

In line 64, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$600.00."

In line 65, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$300.00."

In line 66, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In line 68, strike out the figures "\$11,400.00" and insert in lieu thereof the figures "\$6,000.00."

In line 69, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 70, strike out the figures "\$48,680.00" and insert in lieu thereof the figures "\$39,780.00."

In line 71, strike out the figures "\$168,980.00" and insert in lieu thereof the figures "\$143,240.00."

Re-number all lines in numerical order.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 141, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, strike out the period and insert in lieu thereof a comma and add the words "and declaring an emergency."

At the end of the printed bill add "Section 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."

On page 3 strike out the lines 82, 83, 84, 85, and words "of the original mortgage" on line 86.

On page 1, line 9, after the word "against" and before the word "creditors" insert the word "subsequent."

On page 1, line 9, strike out the word "subsequent."

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 150, have had the same under consideration and recommend that the same be amended as follows:

On page 3 of the printed bill, in line 32, delete the word "the" and insert in lieu thereof the word "All."

In line 34 of the printed bill, after the word "paid" and before the word "by" insert the words "in cash."

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "L," have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 148, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom

was referred House Bill No. 76, have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 16 of the House Re-engrossed bill, after the word "however" insert the words, "no remuneration on account of such office shall be paid to the absentee during such absence, and."

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred Senate Bill No. 125, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred Senate Bill No. 177, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Adam requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Adam moved that the President appoint a committee of three to act with a like committee of the House to make arrangements for a Joint Memorial service for our departed colleague, Ed Rieker, a house member from the 35th district, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Which the House has amended.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 74,
House Bill No. 55.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Which the House has adopted.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 15, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 174. A Bill for an Act Prohibiting the Sale and Use on Automobiles, Trucks and Motoreycles in the State of North Dakota, Regroved Tires; Penalty and Declaring an Emergency.

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an

Appropriation for the Establishment, Maintenance and Operation of the Same.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

House Bill No. 155. A Bill for an Act Making an Emergency Appropriation to the Livestock Sanitary Board to Pay Claims on Cattle Destroyed on Account of Bang's Disease up to July 1, 1941; and Declaring an Emergency.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 15, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 12, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives McInnis, Dalzell, Devlin on Senate Bill No. 59.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to inform you that the

House has adopted the Conference Committee's report on Senate Bill No. 59.

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

Senator Troxel introduced:

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Was read the first time and referred to the Committee on Appropriations.

The Committee on Delayed Bills introduced:

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Delayed Bills introduced:

Senate Bill No. 196. A Bill for an Act to Provide Revenue for the Enforcement of the Paint and Varnish Laws of This State; to Prevent Fraud and Deception in the Sale of Paints and Varnishes; to Prevent Adulteration and Misbranding Thereof; to Provide Licensing, Payment and Disposition of License Fees; and Provide Penalties for Violations Thereof.

Was read the first time and referred to the Committee on Public Health.

The Committee on Delayed Bills introduced:

Senate Bill No. 197. A Bill for an Act to Provide Revenue for the Enforcement of the North Dakota Food and Drugs Act and the North Dakota Cosmetic Act; to Prevent Adulteration and Misbranding of Foods, Drugs and Cosmetics; to Provide for Registration and Licensing Thereof; and to Provide Penalties for Violation Thereof.

Was read the first time and referred to the Committee on Public Health.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

Senator Morgan of Walsh moved that the Senate do concur

in the House amendments to Senate Bill No. 60, which motion prevailed.

Senator Bridston moved that Senate Bill No. 159 be referred to the Committee on State Affairs, which motion prevailed.

Senator Guenther moved that House Bill No. 65 be referred to the Committee on Game and Fish, which motion prevailed.

Senator Thatcher moved that the Senate do concur in the House amendments to Senate Bill No. 115, which motion prevailed.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 60 be considered properly engrossed, as amended by the House, and placed on the calendar for second reading and final passage, which motion prevailed, and Senate Bill No. 60 was ordered placed on the calendar for today.

Senator Thatcher moved that the rules be suspended and that Senate Bill No. 115 be considered properly engrossed, as amended by the House, and placed on the calendar for second reading and final passage, which motion prevailed, and Senate Bill No. 115 was ordered placed on the calendar for today.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 15, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 120 and the Speaker has appointed as a Conference Committee, Reps. Shure, Myers and Smart.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that further consideration of the above message from the House be laid over until Monday, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 14, 1941.

Mr. President: I have the honor to request the Senate to return to the House Senate Bill No. 96.

C. R. VERRY, Chief Clerk.

Senator Stucke moved that the request of the House for the return of Senate Bill No. 96 be granted, which motion prevailed, and Senate Bill No. 96 was ordered returned to the House.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 15, 1941.

Mr. Speaker: I have the honor to return: Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

As requested by the House.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Bilden	Gronvold	O'Brien
Blank	Guenther	Olson, McHenry
Bond	Hill	Owings
Brant	Isaak	Page
Braun	Kamrath	Raschko
Bridston	Kehoe	Thatcher
Dahl	Lavik	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Grand Fks.	Young

Those voting in the negative were:

Adam	Nelson, McKenzie	Streibel
Ginter	Olson, Mountrail	Stucke
Nelson, Dickey	Solberg	Tweten

Absent and not voting:

Beaton	Greiser	Rue
Brunsdale	Lofthus	Wog
Foss		

So the bill passed and the title was agreed to.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Rue
Braun	Lavik	Solberg
Bridston	Morgan, Richland	Streibel
Brunsdale	Morgan, Walsh	Stucke
Dahl	Nelson, Dickey	Thatcher
Drew	Nelson, Grand Fks.	Topp
Flatt	Nelson, McKenzie	Troxel
Fowler	Nelson, Renville	Tweten
Ginter	O'Brien	Watt

Gronvold	Olson, McHenry	Young
Absent and not voting:		
Beaton	Foss	Lofthus
Brant	Greiser	Wog
Feton		

So the bill passed and the title was agreed to.

Senator Streibel moved that Senate Bill No. 124 be amended as follows:

Line 15, Section 2, Page 2, beginning with the word "between" strike out the rest of the sentence, also all of line 18 and insert in lieu thereof "on the 29th day of February in each year except Leap Year," which motion was declared lost.

Senator Stucke moved an amendment to Senate Bill 124 as follows:

Line 17, page 2, after the word "person," insert the words "ten years or over," which motion was declared lost.

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Adam	Kamrath	Olson, McHenry
Bilden	Kehoe	Raschko
Blank	Lavik	Solberg
Bond	Morgan, Richland	Thatcher
Braun	Morgan, Walsh	Topp
Brunsdale	Nelson, Dickey	Troxel
Dahl	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Young
Gronvold	O'Brien	

Those voting in the negative were:

Aandahl	Hill	Page
Bridston	Isaak	Rue
Drew	Olson, Mountrail	Streibel
Guenther	Owings	Stucke
Absent and not voting:		
Beaton	Foss	Lofthus
Brant	Ginter	Wog
Feton	Greiser	

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 124 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

Senator Solberg moved that the vote by which Senate Bill No. 124 was passed be re-considered, which motion prevailed.

Senator Solberg moved that Senate Bill No. 124 be re-referred to the Committee on Public Safety, which motion prevailed and Senate Bill No. 124 was ordered re-referred to the Committee on Public Safety.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Rue
Bridston	Lavik	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Young

Those voting in the negative were:

Nelson, Dickey	Solberg	Streibel
----------------	---------	----------

Absent and not voting:

Beaton	Foss	Lofthus
Brant	Greiser	Wog
Feton		

. So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Young moved that Senate Bill No. 114 be amended as follows:

Page 1, in line 7, change the word "and" to "or" and in line 8, strike out the language "or either," which motion prevailed.

Senator Thatcher moved that the rules be suspended and that Senate Bill No. 114 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Rue
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Morgan, Richland	Stucke

Brunsdale	Morgan, Walsh	Thatcher
Dahl	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Flatt	Nelson, Renville	Tweten
Fowler	O'Brien	Watt
Gronvold	Olson, McHenry	Young

Those voting in the negative were:

Nelson, McKenzie Owings

Absent and not voting:

Beaton	Foss	Lofthus
Brant	Ginter	Wog
Feton	Greiser	

So the bill passed and the title was agreed to.

Senate Bill No. 14. 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Hill	Olson, Mountrail
Adam	Isaak	Owings
Bilden	Kamrath	Page
Blank	Kehoe	Rue
Bond	Lavik	Solberg
Braun	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Stucke
Brunsdale	Nelson, Dickey	Thatcher
Dahl	Nelson, Grand Fks.	Topp
Drew	Nelson, McKenzie	Troxel
Flatt	Nelson, Renville	Tweten
Fowler	O'Brien	Watt
Gronvold	Olson, McHenry	Young
Guenther		

Absent and not voting:

Beaton	Foss	Lofthus
Brant	Ginter	Raschko
Feton	Greiser	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aandahl	Hill	Owings
Adam	Kamrath	Page
Bilden	Kehoe	Rue
Blank	Lavik	Solberg

Bond	Morgan, Richland	Streibel
Braun	Morgan, Walsh	Stucke
Bridston	Nelson, Dickey	Thatcher
Brunsdale	Nelson, Grand Fks.	Topp
Dahl	Nelson, McKenzie	Troxel
Drew	Nelson, Renville	Tweten
Fowler	O'Brien	Watt
Gronvold	Olson, McHenry	Young
Guenther	Olson, Mountrail	

Absent and not voting:

Beaton	Foss	Lofthus
Brant	Ginter	Raschko
Feton	Greiser	Wog
Flatt	Isaak	

So the bill passed and the title was agreed to.

Senate Bill No. 36. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aandahl	Hill	Olson, Mountrail
Adam	Kamrath	Page
Blank	Kehoe	Rue
Bond	Lavik	Solberg
Braun	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Stucke
Brunsdale	Nelson, Dickey	Thatcher
Dahl	Nelson, Grand Fks.	Topp
Drew	Nelson, McKenzie	Troxel
Fowler	Nelson, Renville	Tweten
Gronvold	O'Brien	Watt
Guenther	Olson, McHenry	Young

Absent and not voting:

Beaton	Foss	Lofthus
Bilden	Ginter	Owings
Brant	Greiser	Raschko
Feton	Isaak	Wog
Flatt		

So the bill passed and the title was agreed to.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Kamrath	Owings
Adam	Kehoe	Page
Bilden	Lavik	Rue
Blank	Morgan, Richland	Solberg
Braun	Morgan, Walsh	Streibel
Bridston	Nelson, Dickey	Stucke
Brunsdale	Nelson, Grand Fks.	Thatcher
Dahl	Nelson, McKenzie	Topp
Drew	Nelson, Renville	Troxel
Fowler	O'Brien	Twetén
Gronvold	Olson, McHenry	Watt
Guenther	Olson, Mountrail	Young
Hill		

Absent and not voting:

Beaton	Flatt	Isaak
Bond	Foss	Lofthus
Brant	Ginter	Raschko
Feton	Greiser	Wog

So the bill passed and the title was agreed to.

Senator Fowler moved that Senate Bill No. 118 be amended as follows:

Page 3, line 37, strike out the word "concern" and insert instead the word "corporations", which motion prevailed.

Senator Brunsdale moved that the rules be suspended and that Senate Bill No. 118 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 256 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Adam	Hill	Owings
Bilden	Kamrath	Page
Blank	Kehoe	Solberg
Bond	Lavik	Streibel
Braun	Morgan, Richland	Stucke
Bridston	Nelson, Dickey	Thatcher
Brunsdale	Nelson, Grand Fks.	Topp
Dahl	Nelson, McKenzie	Troxel

Drew	Nelson, Renville	Tweten
Fowler	O'Brien	Watt
Gronvold	Olson, Mountrail	Young
Guenther		

Those voting in the negative were:

Rue

Absent and not voting:

Aandahl	Foss	Morgan, Walsh
Beaton	Ginter	Olson, McHenry
Brant	Greiser	Raschko
Feton	Isaak	Wog
Flatt	Lofthus	

So the bill passed and the title was agreed to.

Senator Fowler requested that the Senate be on the seventh order of business, which request was granted.

FIRST READING OF SENATE BILLS

The Joint Committee on Refunding the State Indebtedness introduced:

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The President announced that he would appoint as a Committee of Three to act with a like committee from the House for a Joint Memorial service for Representative Rieker, the following Senators: Adam, Bond and Guenther.

FIRST READING OF HOUSE BILLS

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

Was read the first time and referred to the Committee on Military and Indian Affairs.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

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

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Rev-

enues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts.

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

House Bill No. 174. A Bill for an Act Prohibiting the Sale and Use on Automobiles, Trucks and Motorcycles in the State of North Dakota, Regroved Tires; Penalty and Declaring an Emergency.

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

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

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

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

Was read the first time and referred to the Committee on Public Welfare.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

Was read the first time and referred to the Committee on Public Welfare.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of

the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

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

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

Was read the first time and referred to the Committee on Counties.

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

Was read the first time and referred to the Committee on Counties.

House Bill No. 155. A Bill for an Act Making an Emergency Appropriation to the Livestock Sanitary Board to Pay Claims on Cattle Destroyed on Account of Bang's Disease up to July 1, 1941; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

The President called President Pro Tem Young to the Chair.

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

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

SECOND READING OF HOUSE BILLS

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 1; absent and not voting, 21.

Those voting in the affirmative were:

Bilden	Hill	Owings
Blank	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Nelson, Grand Fks.	Troxel
Drew	Nelson, McKenzie	Tweten
Fowler	O'Brien	Watt
Gronvold	Olson, Mountrail	Young

Those voting in the negative were:

Nelson, Dickey

Absent and not voting:

Aandahl	Foss	Nelson, Renville
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Page
Bond	Guenther	Raschko
Brant	Isaak	Rue
Feton	Lofthus	Topp
Flatt	Morgan, Walsh	Wog

So the bill passed and the title was agreed to.

Senator Brunsdale moved that the Senate do now recess until 1:30 P. M., Monday, February 17th, which motion prevailed and the Senate stood recessed.

W. J. TROUT, Secretary.

FORTIETH DAY AFTER RECESS AND
FORTY-SECOND DAY

Bismarck, February 17, 1941.

The Senate re-convened at 1:30 P. M., pursuant to recess taken Saturday, February 15th, with Lieutenant Governor Hagen presiding.

The President announced that the Senate would be on the Seventh Order of Business.

FIRST READING OF SENATE BILLS

Senator Blank introduced by request:

Senate Bill No. 199. A Bill for an Act to Make an Appropriation for Financing the Operation and Maintenance of Fort Lincoln Park.

Was read the first time and referred to the Committee on Appropriations.

Senator Bridston moved that the Senate recess until 1:55 P. M., which motion prevailed and the Senate stood recessed.

The Senate re-convened at 1:55 P. M., pursuant to recess taken.

The President announced that the Senate would be on the Seventh Order of Business.

FIRST READING OF SENATE BILLS

Senator Rue introduced:

Senate Bill No. 200. A Bill for an Act Making an Appropriation of \$100,000.00 to a Fund to Be Known as the Emergency National Defense Fund; Providing for its Disbursement by the Governor; Empowering the Governor to Declare the Existence of a National Defense Emergency; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senator Page moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTY-SECOND DAY

Bismarck, February 17, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. Adolph Johns.

Roll Call: All members present except Senator Beaton.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 17, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 48. A Bill for an Act to Amend and Re-enact Section 396b15 of the Compiled Laws, Supplement 1913-1925, as Amended by Session Laws of 1935, Chapter 162, Providing a Remedy for Under-paid Employees Working in Excess of Hour Provisions of Administrative Orders or the Hours Law for Females, and for Taking Assignments of Wage Claims.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 17, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 17, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Senate Bill No. 14. 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.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Senate Bill No. 36. 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.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of

1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Lieutenant Governor Hagen presented a communication from the Honorable Charles R. Robertson acknowledging receipt of Senate Concurrent Resolution "D".

CONGRESS OF THE UNITED STATES

House of Representatives

Washington, D. C.

February 14, 1941.

Hon. Oscar W. Hagen
President of the Senate
Bismarck, North Dakota

Dear Mr. Hagen:

This will acknowledge receipt of Senate Concurrent Resolution "D" introduced by Senators Tweten, Solberg and Olson of Mountrail, relating to University and school land oil leases and oil production thereon.

I will call the resolution to the attention of congress by introducing it in the Congressional Record, and will take any other steps necessary to further the purpose and program sought in the resolution.

Respectfully yours,

CHAS. R. ROBERTSON,

Member of Congress.

Senator Bond presented a resolution from the New Ota Farmers Union Local No. 1131 urging a lower assessment on R.E.A. line, which was referred to the Committee on Tax and Tax Laws.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 118.

And find the same correctly re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 5,
Senate Bill No. 114,
Senate Bill No. 141,
Senate Bill No. 150,
Senate Bill No. 153,
Senate Bill No. 189.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 60,
Senate Bill No. 115.

And find the same correctly enrolled and engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 48,
Senate Bill No. 53,
Senate Bill No. 58,
Senate Bill No. 68,
Senate Bill No. 98,
Senate Bill No. 99.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "I".

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred Senate Bill No. 42, have had the same under consideration and recommend that the same be placed on the calendar without recommendation of this committee.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Irrigation and Drainage to whom was referred Senate Concurrent Resolution

"M", have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Irrigation and Drainage to whom was referred Senate Bill No. 174, have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Military Affairs to whom was referred House Concurrent Resolution "N", have had the same under consideration and recommend that the same do pass.

MILTON RUE, Chairman.

Senator Rue moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 65, have had the same under consideration and recommend that the same be amended as follows:

On line 24 after the word "of," strike out "any one" and insert in lieu thereof "all upland". After the word "species" insert, "Nor be less than the Federal bag limits on migratory waterfowl, and." In line 25 after the word "nor" insert the word "shall". Renumber all lines.

And when so amended recommend the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 172, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 170, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred Senate Bill No. 129, have had the same under consideration and recommend that the same be indefinitely postponed.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted.

Senator Solberg made a substitute motion that Senate Bill No. 129 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Game and Fish, to whom

was referred Senate Bill No. 178, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Concurrent Resolution No. 3, requests that it be placed on the calendar without recommendation.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives

Bismarck, February 17, 1941

Mr. President: I have the honor to transmit:

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County.

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-Mouth Disease Exists.

House Concurrent Resolution "K." Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 17, 1941

Mr. President: I have the honor to return:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax

Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 17, 1941

Mr. President: I have the honor to transmit:

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

House Bill No. 133. A Bill for an Act to Provide for Appointment of Counsel Before Plea of Defendant Charged with First Degree Murder; Providing Payment for Services of Such Counsel.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 17, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee. Which the House has adopted.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 17, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large, and Declaring an Emergency.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

Bismarck N. D., February 17, 1941.

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendment to House Bill No. 89.

C. R. VERRY, Chief Clerk

Senator Bridston moved that Senate Bill No. 155 be re-referred from the Committee on State Affairs to the Committee on Tax and Tax Laws, which motion prevailed, and Senate Bill No. 155 was so ordered re-referred.

Senator Greiser moved that the vote by which further consideration of House Bill No. 95 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Greiser moved that House Bill No. 95 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Fowler moved that the President appoint a Conference Committee to meet with a like committee from the House, on House Bill No. 120, which motion prevailed.

The President announced that he would appoint as a Conference Committee to meet with a like committee from the House, on House Bill No. 120, the following Senators: Fowler, Stucke and Aandahl.

SECOND READING OF SENATE BILLS

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Cooperation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Rue
Braun	Lavik	Solberg
Bridston	Lofthus	Streibel
Brunsdale	Morgan, Richland	Stucke
Dahl	Morgan, Walsh	Thatcher
Drew	Nelson, Dickey	Topp
Feton	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter		

Absent and not voting:

Beaton	Hill	Young
--------	------	-------

So the bill passed and the title was agreed to.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing

the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Rue
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Thatcher
Feton	Nelson, Dickey	Topp
Flatt	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Absent and not voting:

Aandahl	Beaton	Watt
---------	--------	------

So the bill passed and the title was agreed to.

Senator Morgan of Walsh moved that Senate Bill No. 153 be amended as follows:

Line 3, section 1, strike out the figures "1935" and insert in lieu thereof the figures "1937", which motion prevailed.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 153 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 3585 of the Compiled Laws of 1913 as Amended by Chapter 170 of the Session Laws of 1937 Relating to the Qualifications of City Aldermen, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Ginter	Nelson, McKenzie
Bilden	Greiser	Nelson, Renville
Blank	Gronvold	O'Brien
Bond	Guenther	Raschko
Brant	Hill	Rue
Braun	Isaak	Solberg
Bridston	Kamrath	Streibel

Brunsdale	Kehoe	Stucke
Dahl	Lavik	Thatcher
Drew	Lofthus	Topp
Feton	Morgan, Richland	Troxel
Flatt	Morgan, Walsh	Tweten
Foss	Nelson, Dickey	Watt
Fowler	Nelson, Grand Fks.	Young

Those voting in the negative were:
 Olson, McHenry Olson, Mountrail Owings

Absent and not voting:
 Aandahl Page Wog
 Beaton

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Was read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Absent and not voting:
 Aandahl Beaton Page

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Was read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:
 Aandahl Gronvold Olson, McHenry

Adam	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Absent and not voting:

Beaton	Flatt	Page
--------	-------	------

So the bill passed and the title was agreed to.

The President announced that pursuant to a request and without objection, the Senate would be on the Fourteenth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 17, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 57. A Bill for an Act to Amend and Re-enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

Which the President has signed.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of the State of North Dakota, for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, by Chapter 168 of the Session Laws for 1935, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young
Ginter	Nelson, Renville	

Those voting in the negative were:

Dahl	Olson, Mountrail	Streibel
------	------------------	----------

Absent and not voting:

Beaton	Rue
--------	-----

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senate Bill No. 150. A Bill for an Act Providing for the Change of Place of Trial of Civil and Criminal Actions Triable to a Jury in Counties Where Jury Terms Have Not Been Held for a Period of One Year, and Providing the Necessary Procedure Therefor, in Addition to That Now Provided by Law for the Change of Place of Trial of Criminal and Civil Actions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser	Olson, McHenry	

Absent and not voting:

Beaton	Flatt
--------	-------

So the bill passed and the title was agreed to.

Senate Bill No. 148. A Bill for an Act to Amend and Re-enact Section 7408 of the 1913 Compiled Laws of North Dakota, Relating to Continuance of Actions and Procedure

in Case of Death or Other Disability of a Party, and Section 7411 of the 1913 Compiled Laws of North Dakota, Relating to Procedure in Case of Death of One or More Plaintiffs or Defendants.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Owings.
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter		

Those voting in the negative were:

Olson, Mountrail Tweten

Absent and not voting:

Beaton

So the bill passed and the title was agreed to.

Senate Bill No. 125. A Bill for an Act Amending Article 2889b6, 1925 Supplement to the 1913 Compiled Laws of North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Was read the second time.

Senator Stucke moved that further consideration of Senate Bill No. 125 be laid over one legislative day for amendment, which motion prevailed, and Senate Bill No. 125 was so ordered laid over one legislative day.

Senator Young requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Young moved that the Senate do now recess for ten minutes, which motion prevailed, and the Senate stood recessed.

The Senate reconvened at the end of the ten minute recess.

SECOND READING OF SENATE BILLS

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935.

Was read the second time.

Senator Foss moved that further consideration of Senate Bill No. 177 be laid over one legislative day, which motion prevailed and Senate Bill No. 177 was so ordered laid over one legislative day.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Owings
Bilden	Guenther	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Greiser	Olson, Mountrail	

Absent and not voting:

Adam	Bridston	Nelson, Dickey
Beaton	Hill	

So the resolution was declared adopted.

FIRST READING OF HOUSE BILLS

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

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

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 133. A Bill for an Act to Provide for Appointment of Counsel Before Plea of Defendant Charged

with First Degree Murder; Providing Payment for Services of Such Counsel.

Was read the first time and referred to the Committee on Judiciary.

SECOND READING OF HOUSE BILLS

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Owings
Bilden	Guenther	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Olson, McHenry	Young
Ginter	Olson, Mountrail	

Those voting in the negative were:

Greiser	Nelson, Renville	Solberg
---------	------------------	---------

Absent and not voting:

Adam	Bridston	O'Brien
Beaton	Hill	

So the bill passed and the title was agreed to.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg

Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	Olson, McHenry	Young

Absent and not voting:

Adam	Hill	O'Brien
Beaton		

So the bill passed and the title was agreed to.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Was read the second time.

Senator Young moved that further consideration of House Bill No. 175 be laid over one legislative day, which motion prevailed and House Bill No. 175 was so ordered laid over one legislative day.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Olson, McHenry	Olson, Mountrail
Adam	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young
Greiser	O'Brien	

Absent and not voting:

Beaton	Bridston
--------	----------

So the bill passed and the title was agreed to.

House Bill No. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages,

Hours and Conditions of Employment Between Employers and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

Was read the second time.

Senator Stucke moved that further consideration of House Bill No. 51 be laid over one legislative day, which motion prevailed, and House Bill No. 51 was so ordered laid over one legislative day.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser	Olson, McHenry	

Absent and not voting:

Beaton Bridston

So the bill passed and the title was agreed to.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue

Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Those voting in the negative were:

Owings

Absent and not voting:

Beaton Bridston

So the bill passed and the title was agreed to.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Beaton

So the bill passed and the title was agreed to.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail

Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Beaton

So the bill passed and the title was agreed to.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935 Relating to Game Reserves and Refuges.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Beaton

So the bill passed and the title was agreed to.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Beaton

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The President announced that without objection the Senate would be on the seventh order of business.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Was read the first time and referred to the Committee on Public Health.

The Committee on Delayed Bills introduced:

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Health.

Senator Fowler moved that after the signing of bills on the fourteenth order of business the Senate stand adjourned, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-Mouth Disease Exists.

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

And the President signed the same in the presence of the Senate.

The Senate now stood adjourned, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FORTY-THIRD DAY

Bismarck, February 18, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. Adolph Johns.

Roll Call: All senators present.

MESSAGES TO THE HOUSE

Senate Chamber,
February 18, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "K," for the reason all copies have not been signed by the Speaker of the House and the Chief Clerk.

Also, Senate Bill No. 50, which has not been signed by the Chief Clerk.

W. J. TROUT, Secretary.
Senate Chamber,
February 18, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary

by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
Senate Chamber,
February 18, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to

Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 18, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-mouth Disease Exists.

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

Which the President has signed.

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second Day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

The President announced that there would be a Joint Memorial Session in the House for the late Representative Rieker at 3:30 P. M.

PETITIONS AND COMMUNICATIONS

The Secretary read a communication from M. H. McIntyre, secretary to President Roosevelt acknowledging receipt of Concurrent Resolution "C".

THE WHITE HOUSE

Washington

February 14, 1941.

My dear Mr. Trout:

The President has asked me to acknowledge the receipt of the copy of Senate Concurrent Resolution "C", adopted by the Senate of the State of North Dakota and concurred in by the House of Representatives.

Very sincerely yours,

M. H. McINTYRE,
Secretary to the President.

Honorable W. J. Trout,
Secretary of the Senate,
North Dakota Legislative Assembly,
Bismarck,
North Dakota.

Senator Fowler presented a telegram from the county commissioners of Dickey County requesting that no change be made in relief administration, which was referred to the Committee on Tax and Tax Laws.

Senator Bond presented a communication from the Northwest Sportsman's Association favoring the use of pointers and setters in the field, which was referred to the Committee on Game and Fish.

A communication was received at the desk from Otto Weber urging tax reduction of state and federal employees salaries, which was referred to the Committee on Tax and Tax Laws.

Senator Isaak presented a petition from a group of farmers and other tax payers from the 48th district, urging passage of Senate Bill No. 95, providing for taxation of leasehold, equitable and executory interests in real property of which the principal estate is exempt, which was referred to the Committee on Tax and Tax Laws.

Senator Olson of Mountrail presented a telegram from the county commissioners of Mountrail County urging passage of House Bill No. 79 providing for the expense of institutions being cared for by the state, which was referred to the Committee on Tax and Tax Laws.

Senator Bond presented a petition from members and friends of the W.C.T.U. urging passage of a bill prohibiting the sale of liquor in any establishment where other goods are retailed, which was referred to the Committee on Temperance.

Lieutenant Governor Hagen presented a copy of a resolution from the Oregon legislature asking Congress for a \$30 a month pension for every retired citizen over 65 years of age, which was read by the Secretary.

Senator O'Brien presented the following telegram:

WASHINGTON, D. C., FEB. 18, 1941.

Harry O'Brien,
Chairman, Indian Committee.

Superintendent Lippert made detailed report to Commissioner Collier understand eighteen thousand dollars available

for further subsistence purchase this fiscal year. Lippert report shows this should be sufficient. Medical care should improve with the appointment of a full time medical field director for North Dakota. It seems senior physician has had to handle the hospital and field for several months because of field director vacancy. Suggest committee invite Lippert to conference and I would like report. If you will advise date believe I can get Commissioner Collier to approve superintendent Lippert's attendance.

LANGER.

Senator Page stated that he believed that the committee appointed to investigate conditions on Standing Rock Reservation as provided in House Concurrent Resolution "G" had completed their duties, and moved that the committee be discharged.

Senator Thatcher made a substitute motion that the committee be retained and contact Superintendent Lippert as suggested by Senator Langer, in his telegram, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 153.

And find the same correctly Re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 59,

Senate Bill No. 89.

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "H."

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred House Bill No. 146, have had the same under consideration and recommend that the same do pass.

R. M. STREIBEL, Chairman.

Senator Streibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 194, have had the same

under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted.

Senator Tweten made a substitute motion that further consideration of the report of the Committee on Appropriations on Senate Bill No. 194 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 3, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$60,000.00" and insert in lieu thereof the figures "\$20,000.00."

And when so amended, recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 27, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$241,356.00" and insert in lieu thereof the figures "\$223,906.00."

In line 9, strike out the figures "\$5,400.00" and insert in lieu thereof the figures "\$4,800.00."

On page 2, line 10, strike out the word "Clerkhire" and insert the following: "Bookkeeper and Cashier (1 person) Clerks, Stenog. and Typists (6); also strike out the figures "\$21,600.00" and insert in lieu thereof the figures "\$16,800.00."

In line 12, strike out the words "Fieldmen's Salaries" and insert the following: "9 Inspectors—(1 Drugs ½ time, 2 Oil, 6 Food and Sanitation); also strike out the figures "\$37,650.00" and insert in lieu thereof the figures "\$32,400.00."

In line 15, strike out the figures "\$8,000.00" and insert in lieu thereof the figures "\$7,000.00."

In line 17, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$28,000.00."

In line 20, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$600.00."

In line 22, strike out the figures "\$7,200.00" and insert in lieu thereof the figures "\$6,000.00."

In line 26, strike out the figures "\$241,356.00" and insert in lieu thereof the figures "\$223,906.00."

And when so amended, recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 151, have had the same under consideration and recommend that the same be amended as follows:

On page 3, line 30, after the word "sheriff" insert a comma and the language "On or before January 1st of each year."

And when so amended, recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 82, have had the same under consideration and recommend that the same be amended as follows:

(1) At line 7 of page 2, strike out the period after 1927, insert a comma and the following language: "And any drainage district or board of drain commissioners when created under the provisions of Chapter 37 of the Political Code of 1913, Compiled Laws."

(2) On page 4 at line 54, after the word "section" insert the following: "No bonds issued hereunder shall be sold or exchanged at less than par and accrued interest." Also at line 59 on page 4 after the word "indebtedness" insert "funded or." On page 5 on line 76, strike out the word "shall" and insert in lieu thereof the word "may." On page 9 at line 185 strike out the period and insert a semicolon and the following language, "except that reasonable attorneys fees may be paid by any municipality which does not have an attorney elected, appointed or regularly employed." On page 12 at line 253 strike out the words, "the governing." Strike out all of line 254, 255, 256, 257, 258, 259, and the word "thereto" in line 260 and insert in lieu thereof the following: "The governing body shall also appropriate thereto all the proceeds of taxes already levied, spread or pledged for the payment of bonds refunded, and the proceeds of all taxes already levied, spread and applicable to or pledged for the payment of certificates of indebtedness, warrants or other items of indebtedness funded, and any other money levied or appropriated to the payment of such bonds. Provided, however, that after the issuance of refunding bonds, no further levies shall be spread under resolutions providing for sinking funds for bonds refunded." On page 13 at line 273, strike out the word "and" and insert the word "the."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Federal Relations to whom was referred Senate Concurrent Resolution "J," have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the printed bill, after the comma following the word "occupancy" add the following, "and whereas the State of North Dakota is called upon to match many of these federal funds with State monies."

And when so amended, recommend the same do pass.

H. R. MORGAN, Chairman.

Senator Morgan of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health, to whom was referred Senate Bill No. 196, placed the same on calendar without recommendation.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted.

Senator Owings made a substitute motion that further consideration of the report of the Committee on Public Health on Senate Bill No. 196 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Public Health, to whom was referred Senate Bill No. 197 recommend that it be placed on the calendar without recommendation.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted.

Senator Solberg made a substitute motion that further consideration of the report of the Committee on Public Health on Senate Bill No. 197 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 84, have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred House Bill No. 133, have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 170, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred Senate Bill No. 109, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 139, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred Senate Bill No. 201, have had the same

under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted.

Senator Solberg moved that further consideration of the report of the Committee on Public Health on Senate Bill No. 201 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Public Health to whom was referred Senate Bill No. 202, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted.

Senator Solberg moved that further consideration of the report of the Committee on Public Health on Senate Bill No. 202, be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 190, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Indian and Military Affairs to whom was referred House Bill No. 143, have had the same under consideration and recommend that the same do pass.

MILTON RUE, Chairman.

Senator Rue moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 4, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$35,370.00" and insert in lieu thereof the figures "\$31,850.00."

In line 11, strike out the figures "\$3,520.00" and insert in lieu thereof the figures "\$4,000.00."

After line 14, add a new line 14A—Museum Ass't \$1500.00.

In line 16, strike out the figures "\$350.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$300.00."

In line 18, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00."

In line 19, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$700.00."

In line 23, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$400.00."

Strike out all of line 25.

In line 26, strike out the figures "\$15,670.00" and insert in lieu thereof the figures "\$16,400.00."

In line 29, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 31, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$250.00."

Strike out all of line 40.

Strike out all of line 41.

In line 42, strike out the figures "\$19,700.00" and insert in lieu thereof the figures "\$15,450.00."

In line 43, strike out the figures "\$35,370.00" and insert in lieu thereof the figures "\$31,850.00."

Re-number all lines in numerical order.

After the last line in the bill, insert the following:

"provided that the sum of \$2,000.00 appropriated for Fort Union and Fort Buford State Parks, by Chapter 35 of the Session Laws of 1939, which sum is still intact, is hereby re-appropriated to said Fort Union and Fort Buford State Parks for the biennium beginning July 1st, 1941, to be used when and in such manner as the State Historical Society may direct, for the purchase of materials and supplies necessary in the re-construction of Fort Union and Fort Buford State Parks."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "N"

Introduced by Committee on Employment

In regard to Third House session and dance in capitol corridors.

WHEREAS it has always been the custom in each legislative session to have a mock session provided by the employees of each legislative session, and

WHEREAS following said mock session there be held a dance for employees, legislators and friends, and

WHEREAS under a ruling of the Board of Administration, a Concurrent Resolution must be passed in order to obtain the use of House chambers and said corridor,

NOW THEREFORE, be it resolved by the Senate of North Dakota, House of Representatives concurring, that the Board of Administration be hereby requested to give permission to the employees of the Senate and House of Representatives the use of said state owned property, furnishing proper police to maintain proper order and decorum.

BE IT FURTHER RESOLVED that the Secretary of the Senate be requested to send one copy of this resolution to the Secretary of the Board of Administration of the State of North Dakota.

Was read the first time.

Senator Braun moved that the rules be suspended and Senate Concurrent Resolution "N" be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 203. A Bill for an Act Authorizing and

Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Was read the first time and referred to the Committee on Tax and Tax Laws.

Senator Nelson asked the unanimous consent of the Senate to introduce Senate Bill No. 204, appropriating money for expenses resulting from the death of Honorable Max Rabinovich, member of the State Board of Pardons, which consent was given.

The President announced that the Senate would revert to the seventh order of business.

FIRST READING OF SENATE BILLS

Senators Nelson of Grand Forks and Bridston introduced:

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Was read the first time and referred to the Committee on Appropriations.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 18, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 88. A Bill for an Act Amending and Re-enacting Paragraph I of Section 4 of Chapter 162, Session Laws of 1919, as Amended by Chapter 314, Session Laws of 1931, Chapter 286, Session Laws of 1935, and Chapter 251, Session Laws of 1939.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 18, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing an Option in Certain Cases.

Which the House passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 18, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

House Concurrent Resolution No. 216. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Permitting Municipal Liquor Stores.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the

Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 18, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "N". In regard to Third House Session and Dance in Capitol Corridors.

Which the Senate has adopted.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 909a1 of the 1925 Supplement to the Compiled Laws of 1913, Being Section 1 of Chapter 117 of the Session Laws for the Year 1919 So As to Provide for a No-party Nomination and Election of All Elective State and County Officers and Members of the Legislative Assembly.

Was read the second time.

Senator Bridston moved that Senate Bill No. 42 be amended as follows:

Page 2, line 9, after the word "to", strike out "all elective state offices".

Senator Stucke made a substitute motion that further consideration of Senate Bill No. 42 be laid on the table.

Senator Greiser requested a roll call which request was granted.

ROLL CALL

The question being on the motion of Senator Stucke that further consideration of Senate Bill No. 42 be laid on the table, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Adam	Isaak	Raschko
Beaton	Kamrath	Rue
Bilden	Nelson, Dickey	Solberg
Blank	Nelson, McKenzie	Streibel
Bond	Nelson, Renville	Stucke
Feton	Olson, McHenry	Thatcher
Ginter	Olson, Mountrail	Tweten
Greiser	Owings	Young
Hill	Page	

Those voting in the negative were:

Aandahl	Foss	Morgan, Walsh
Brant	Fowler	Nelson, Grand Fks.
Braun	Gronvold	O'Brien
Bridston	Guenther	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Watt
Drew	Lofthus	Wog
Flatt	Morgan, Richland	

So the motion of Senator Stucke was declared carried and further consideration of Senate Bill No. 42 was laid on the table.

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Ginter	O'Brien	Young

Those voting in the negative were:

Nelson, Renville Olson, McHenry

Absent and not voting:

Blank	Flatt	Thatcher
Bridston	Hill	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

A messenger from the House announced that the House would be ready to receive the Senate in Joint Memorial Session at 3:30 P. M.

SECOND READING OF SENATE BILLS

Senate Bill No. 129. A Bill for an Act to Amend and Re-act Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Bilden	Isaak	Raschko

Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young
Greiser	Olson, McHenry	
Absent and not voting:		
Blank	Flatt	Thatcher
Dahl	O'Brien	

So the bill passed and the title was agreed to.

Senator Aandahl moved that the Senate do now recess in order to attend the joint memorial session for the late Representative Rieker and after such joint memorial session to stand recessed until 1:30 P. M., February 19, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Bismarck, February 19, 1941.

The Senate reconvened with Lieutenant Governor Hagen presiding, at 1:30 P. M., pursuant to recess taken on February 18th, in order to attend the Joint Memorial session in the House, for the late Representative Rieker.

Senator Stucke moved that the Senate do now adjourn pursuant to action taken in Joint Memorial session by adoption of Joint Memorial Resolution No. 1, which motion prevailed, and the Senate stood adjourned.

FORTY-FOURTH DAY

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. S. A. Berge of Fargo.

Roll Call: All senators present.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 19, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 19, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 19, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 19, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 150. A Bill for an Act Providing for the Change of Place of Trial of Civil and Criminal Actions Triable to a Jury in Counties Where Jury Terms Have Not Been Held for a Period of One Year, and Providing the Necessary Procedure Therefor, in Addition to That Now Provided by Law for the Change of Place of Trial of Criminal and Civil Actions.

Senate Bill No. 148. A Bill for an Act to Amend and Re-enact Section 7408 of the 1913 Compiled Laws of North

Dakota, Relating to Continuance of Actions and Procedure in Case of Death or Other Disability of a Party, and Section 7411 of the 1913 Compiled Laws of North Dakota, Relating to Procedure in Case of Death of One or More Plaintiffs or Defendants.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of the State of North Dakota, for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, by Chapter 168 of the Session Laws for 1935, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 3585 of the Compiled Laws of 1913 as Amended by Chapter 170 of the Session Laws of 1937 Relating to the Qualifications of City Aldermen, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third day and recommend that the same be corrected as follows:

Page 402, strike out line 13.

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Stucke requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Stucke stated that he would ask permission of the Senate to have Dr. A. J. Pacini, who is quite noted in his own rank, address the Senate.

Senator Stucke moved that he be given such permission, which motion prevailed.

Senator Stucke escorted Dr. A. J. Pacini to the rostrum and the Doctor addressed the Senate on conserving natural nutrition.

Senator Young moved that the action by which Senate Bill No. 186 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Young moved that Senate Bill No. 186 be placed on the calendar, which motion prevailed.

Senator Watt moved that the action of the Senate in adopting the committee report on Senate Bill No. 27 be reconsidered, which motion prevailed.

Senator Watt moved that Senate Bill No. 27 be re-referred to the Committee on Appropriations for further consideration, which motion prevailed.

Senator Troxel asked the unanimous consent of the Senate to withdraw Senate Bill No. 52, which consent was given.

REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "J".

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 87.

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 3,

Senate Bill No. 4,

Senate Bill No. 27,

Senate Bill No. 82,

Senate Bill No. 151.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred Senate Bill No. 173, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred House Bill No. 176, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred Senate Bill No. 185, have had the same under consideration and recommend that the same do pass.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 153, have had the same under consideration and recommend that the same be amended as follows:

In line 2, strike out the word, "mechanics".

In line 5 and and 6, strike out the following: "Civil Aeronautics Board, of Department of Commerce", and insert in lieu thereof: "competent authorities".

In line 7, after the word "interstate", insert the words "or foreign".

Strike out all of lines 10, 11, 12, 13, 14, 15 and 16, and insert the following: "while such employees are engaged in work, the duties of which primarily involve interstate or foreign flying operations. Employees not regularly engaged in interstate or foreign flying operations, and the flying employees of any such airline which has its principal operating base in North Dakota, shall not be included in this exemption."

And when so amended recommend the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 183, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 180, have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 6 strike out the word "state's."

On page 2, line 7 strike out the word "attorneys."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 181, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted.

Senator Kehoe made a substitute motion that Senate Bill No. 181 be re-referred to the Committee on State Affairs for further consideration, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 193, have had the same under consideration and recommend that the same be amended as follows:

In line 13 strike out the word "shall" and insert in lieu thereof the word "may." In line 15 strike out the word "shall" and insert in lieu thereof the word "may." In line 18 after the period insert the following language: "In districts where more than one polling place is designated any person desiring to be a candidate at such election shall file his or her name with the clerk not less than five days before such election, stating what position he or she desires to be a candidate for. At least three days before such election the clerk shall prepare and have printed an official ballot containing all the names filed as hereinbefore provided. Such ballot shall be headed "Official Ballot," shall contain the name of the district and the date of such election, shall be non-partisan, and state the number of persons to be voted for, for each office, shall contain blank spaces below for writing in other names. Provided, nothing herein shall prevent any person desiring to be a candidate at such election and who failed to file as hereinbefore provided, from providing stickers to be attached to the official ballot by the voter, such stickers to be not over one-half inch in width and have printed thereon one name only."

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom was referred Senate Bill No. 154, have had the same under consideration and recommend that the same be indefinitely postponed.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senator Brant introduced:

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds;

Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

The Committee on Delayed Bills introduced:

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

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

FIRST READING OF SENATE RESOLUTIONS

Senators Nelson of Grand Forks, Bridston, Bilden, Stucke and Gronvold introduced:

SENATE MEMORIAL RESOLUTION "F"

"The silver cord is loosed, the golden bowl is broken, the pitcher is broken at the fountain, the wheel is broken at the cistern, the dust returns to the earth as it was, and the spirit has returned unto God who gave it."

A long and useful life has ended. The passing of Gustav I. Gullickson, the well-known Grand Forks painter, brought to the members of this Senate a sense of personal loss. Many of us remember the occasion during the Legislative Session of 1937 when he presented to the State of North Dakota his copy of the famous painting depicting the signing of the Declaration of Independence.

Mr. Gullickson was born in a foreign land, but his proudest possession was his American citizenship; many of his paintings were of our public men and historic events.

In his passing the State loses a patriotic, faithful and conscientious citizen. Our deepest sympathy goes out to his widow.

BE IT RESOLVED, That this Resolution be printed in the Journal of the Senate as a tribute to the memory of Gustav I. Gullickson and that a duly attested copy thereof be forwarded to his widow.

Was read the first time.

Senator Nelson of Grand Forks moved the adoption of Senate Memorial Resolution "F," which motion was carried on a rising vote.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 18, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session

Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

House Concurrent Resolution No. 214. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Articles 20 and 29 of the Amendments Thereto, Relating to the Levying of Taxes Upon Property in the State of North Dakota.

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining

to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery Stock.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 19, 1941.

Mr. President: I have the honor to transmit:

Joint Memorial Resolution No. 1.

House Concurrent Resolution "K". Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 19, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 68. A Bill for an Act Creating Pensions

for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

The President announced that the Senate would revert to the Fifth Order of Business for the re-reading of committee reports which were printed in the Senate Journal of February 18th and further action laid over until today.

Senator Watt moved that the report of the Committee on Appropriations on Senate Bill No. 194 be adopted, which motion prevailed.

Senator Stucke moved that the report of the Committee on Public Health on Senate Bill No. 196 be adopted, which motion prevailed.

Senator Stucke moved that the report of the Committee on Public Health on Senate Bill No. 197 be adopted.

Senator Solberg moved that further consideration of Senate Bill No. 197 be indefinitely postponed, which motion was withdrawn.

The question being on the original motion of Senator Stucke that the report of the Committee on Public Health on Senate Bill No. 197 be adopted, the motion was put and declared carried.

Senator Stucke moved that the report of the Committee on Public Health on Senate Bill No. 201 be adopted, which motion prevailed.

Senator Stucke moved that the report of the Committee on Public Health on Senate Bill No. 202 be adopted, which motion prevailed.

Senator Fowler requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Fowler moved that Senate Bills Nos. 178, 82, 109,

139 and 190 be placed at the foot of the calendar, which motion prevailed and these bills were so ordered placed at the foot of the calendar.

SECOND READING OF SENATE BILLS

Senator Stucke moved that Senate Bill No. 125 be amended as follows:

Page 2, line 16, strike out the comma and the rest of the line. Strike out line 17 up to the word "unless."

Which motion prevailed.

Senator Stucke moved that the rules be suspended and that Senate Bill No. 125 be considered properly re-engrossed and placed on Second Reading and Final passage, as amended, which motion prevailed.

Senate Bill No. 125. A Bill for an Act Amending Article 2889b6, 1925 Supplement to the 1913 Compiled Laws of North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting:

Hill Morgan, Walsh

So the bill passed and the title was agreed to.

Senator Young moved that Senate Bill No. 177 be amended as follows:

The emergency clause be stricken from the bill on page 3, which motion lost.

Senator Stucke moved that Senate Bill No. 177 be amended as follows: In the title strike out the period after the figures "1935," insert a comma and the words, "and declaring an emergency," which motion prevailed.

Senator Stucke moved that the rules be suspended and that Senate Bill No. 177 be considered properly re-engrossed and

placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Nelson, Renville

So the bill passed and the title was agreed to.

SECOND READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

Was read the second time.

Senate Concurrent Resolution "M" was declared adopted by the President on an "aye" and "nay" vote.

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 45, 53, 55, 56 and 60 of Article 2 of the Constitution of the State of North Dakota, Relating to the Convening of the Legislative Assembly.

Was read the second time.

Senator Thatcher moved that Senate Concurrent Resolution No. 3 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler asked that the members of the Committee on Highways be excused for a hearing on Senate Bill No. 119, which request was granted.

Senator Young moved that the Senate do now recess for ten minutes, which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the recess, the President presiding.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Dickey
Adam	Ginter	Nelson, McKenzie
Beaton	Greiser	Nelson, Renville
Bilden	Gronvold	Olson, McHenry
Bond	Guenther	Olson, Mountrail
Brant	Hill	Rue
Bridston	Kamrath	Thatcher
Brunsdale	Kehoe	Topp
Drew	Lavik	Troxel
Feton	Lofthus	Tweten
Flatt	Morgan, Richland	Watt
Foss	Morgan, Walsh	Young

Absent and not voting:

Blank	O'Brien	Solberg
Braun	Owings	Streibel
Dahl	Page	Stucke
Isaak	Raschko	Wog
Nelson, Grand Fks.		

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 Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 13; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Flatt	Lofthus
Beaton	Foss	Morgan, Richland
Bond	Fowler	Morgan, Walsh
Brant	Gronvold	Rue
Bridston	Guenther	Topp
Brunsdale	Hill	Troxel
Drew	Kehoe	Watt
Feton	Lavik	Young

Those voting in the negative were:

Adam	Kamrath	Olson, McHenry
Bilden	Nelson, Dickey	Olson, Mountrail
Blank	Nelson, McKenzie	Thatcher
Ginter	Nelson, Renville	Tweten
Greiser		

Absent and not voting:

Braun	O'Brien	Solberg
Dahl	Owings	Streibel
Isaak	Page	Stucke
Nelson, Grand Fks.	Raschko	Wog

So the bill was declared lost by the President for want of a constitutional majority.

Senator Thatcher moved that the vote by which Senate Bill No. 170 was lost be reconsidered and that further action on Senate Bill No. 170 be laid over one legislative day, which motion prevailed.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, McKenzie
Adam	Greiser	Nelson, Renville
Bilden	Gronvold	Olson, McHenry

Bond	Guenther	Olson, Mountrail
Brant	Hill	Rue
Bridston	Kamrath	Thatcher
Brunsdale	Kehoe	Topp
Drew	Lavik	Troxel
Feton	Lofthus	Tweten
Flatt	Morgan, Richland	Watt
Foss	Morgan, Walsh	Young
Fowler	Nelson, Dickey	

Absent and not voting:

Beaton	Nelson, Grand Fks.	Solberg
Blank	O'Brien	Streibel
Braun	Owings	Stucke
Dahl	Page	Wog
Isaak	Raschko	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

Was read the second time.

Senator Aandahl moved that Senate Concurrent Resolution "J" be adopted, which motion prevailed and Senate Concurrent Resolution "J" was declared adopted.

Senator Fowler moved that the Senate be on the Twelfth Order of Business for the Second Reading of House Bills, which motion prevailed.

Senator Thatcher moved that House Bill No. 65 be placed at the foot of the calendar, which motion prevailed.

Senator Guenther moved that House Bill No. 170 be re-referred to the Committee on Game and Fish for correction of title, which motion prevailed and House Bill No. 170 was so ordered re-referred.

SECOND READING OF HOUSE BILLS

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Dickey
Adam	Greiser	Nelson, McKenzie
Beaton	Gronvold	Nelson, Renville
Bilden	Guenther	Olson, McHenry
Bond	Hill	Olson, Mountrail
Brant	Kamrath	Thatcher
Brunsdale	Kehoe	Topp
Drew	Lavik	Troxel
Feton	Lofthus	Tweten
Flatt	Morgan, Richland	Watt

Foss	Morgan, Walsh	Young
Fowler		

Absent and not voting:

Blank	Nelson, Grand Fks.	Rue
Braun	O'Brien	Solberg
Bridston	Owings	Streibel
Dahl	Page	Stucke
Isaak	Raschko	Wog

So the bill passed and the title was agreed to.

Senator Olson of Mountrail moved that House Bill No. 175 be amended as follows:

Page 1, line 4, after the word "state," insert the following language: "where adequate weighing facilities exist," which motion prevailed.

Senator Young moved that the rules be suspended and that House Bill No. 175 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Aandahl	Fowler	Morgan, Walsh
Adam	Ginter	Nelson, Dickey
Beaton	Greiser	Nelson, McKenzie
Bilden	Gronvold	Olson, McHenry
Bond	Guenther	Olson, Mountrail
Brant	Hill	Thatcher
Brunsdale	Kamrath	Topp
Drew	Kehoe	Troxel
Feton	Lavik	Tweten
Flatt	Lofthus	Watt
Foss	Morgan, Richland	Young

Those voting in the negative were:

Nelson, Renville

Absent and not voting:

Blank	Nelson, Grand Fks.	Rue
Braun	O'Brien	Solberg
Bridston	Owings	Streibel
Dahl	Page	Stucke
Isaak	Raschko	Wog

So the bill passed and the title was agreed to.

Senator Young 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. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages, Hours and Conditions of Employment Between Employers

and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Dickey
Adam	Greiser	Nelson, McKenzie
Beaton	Gronvold	Nelson, Renville
Bilden	Guenther	Olson, McHenry
Bond	Hill	Olson, Mountrail
Brant	Kamrath	Thatcher
Brunsdale	Kehoe	Topp
Drew	Lavik	Troxel
Flatt	Lofthus	Tweten
Foss	Morgan, Richland	Watt
Fowler	Morgan, Walsh	Young

Those voting in the negative were:

Feton

Absent and not voting:

Blank	Nelson, Grand Fks.	Rue
Braun	O'Brien	Solberg
Bridston	Owings	Streibel
Dahl	Page	Stucke
Isaak	Raschko	Wog

So the bill passed and the title was agreed to.

Senator Hill moved that the vote by which House Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "N." A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

Senator Fowler moved that House Concurrent Resolution "N" be adopted without second reading, which motion prevailed and House Concurrent Resolution "N" was declared adopted.

Senator Aandahl moved that further consideration of House Bill No. 146 be laid over one legislative day, which motion prevailed.

Senator Fowler requested that the Senate be on the fifteenth order of business for the purpose of announcements, which request was granted.

Senator Fowler requested that the Senate be on the eighth order of business, which request was granted.

Senator Fowler moved that after second reading of Senate Bills Nos. 178, 82, 109, 139 and 190, and House Bill No. 143; and first reading of House Bills, the Senate recess until 1:00 P. M. February 20th, which motion prevailed.

And the secretary read House Bill No. 143 and Senate

Bills Nos. 178, 82, 109, 139 and 190 which had been placed at the foot of the calendar.

FIRST READING OF HOUSE BILLS

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

Was read the first time and referred to the Committee on Education.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

Was read the first time and referred to the Committee on Irrigation and Drainage.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

Was read the first time and referred to the Committee on Education.

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Com-

piled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Insurance.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

Was read the first time and referred to the Committee on Irrigation and Drainage.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until

December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

Was read the first time and referred to the Committee on Military and Indian Affairs.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

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

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

Was read the first time and referred to the Committee on Corporations.

House Concurrent Resolution No. 216. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Permitting Municipal Liquor Stores.

Was read the first time and referred to the Committee on Corporations.

House Concurrent Resolution No. 214. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Articles 20 and 29 of the Amendments Thereto, Relating to the Levying of Taxes Upon Property in the State of North Dakota.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

Was read the first time and referred to the Committee on Corporations.

Second reading of Senate Bills Nos. 178, 82, 109, 139 and 190 and House Bill No. 143; and first reading of House Bills, having been completed, the Senate now stood recessed pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FORTY-FOURTH DAY AFTER RECESS
AND FORTY-FIFTH DAY

Bismarck, February 20, 1941.

The Senate reconvened at 1:00 P. M. pursuant to recess taken Feb. 19th, with Lieutenant Governor Hagen, presiding.

The President announced that the Senate would be on the fourteenth order of business for the purpose of signing bills.

Senator Bridston moved that after the signing of bills, the Senate stand recessed until 1:30 P. M., which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large.

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing on Option in Certain Cases.

Joint Memorial Resolution No. 1. A Memorial Resolution in Honor of the Late Rep. Rieker.

House Concurrent Resolution "K." Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

And the President signed the same in the presence of the Senate.

The Senate now stood recessed until 1:30 P. M. pursuant to the motion of Senator Bridston.

The Senate reconvened at the expiration of the recess.

The President announced that the Senate would be on the tenth order of business for Second Reading and Final Passage of Senate Bills.

SECOND READING OF SENATE BILLS

Senate Bill No. 178. A Bill for an Act Providing for a North Dakota Game and Fish Department Under the Control and Supervision of a Game and Fish Commission of North Dakota, Consisting of Six Members, Defining the Powers and Duties of the Commission, Transferring to the Commission Certain Powers and Duties, and Repealing Chapter 130 of the 1929 Session Laws, Chapter 120 of the 1933 Session Laws, Chapter 145 of the 1935 Session Laws, and All Other Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 18; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Beaton	Foss	Nelson, Grand F'ks.
Blank	Fowler	Nelson, Renville
Brant	Greiser	O'Brien
Braun	Guenther	Topp
Bridston	Kehoe	Troxel
Dahl	Lavik	Wog
Drew	Lofthus	Young
Feton	Morgan, Richland	

Those voting in the negative were:

Adam	Nelson, Dickey	Raschko
Bilden	Nelson, McKenzie	Solberg
Ginter	Olson, McHenry	Streibel
Hill	Olson, Mountrail	Stucke
Isaak	Owings	Thatcher
Kamrath	Page	Tweten

Absent and not voting:

Bond	Gronvold	Watt
Brunsdale	Rue	

So the bill was declared lost, by the President for want of a two-thirds majority.

Senator Young moved that Senate Bill No. 82 be laid over one legislative day, which motion prevailed and Senate Bill No. 82 was so ordered laid over one day by the President.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, McHenry
Adam	Ginter	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Wog
Flatt	O'Brien	Young
Foss		

Those voting in the negative were:

Greiser	Nelson, McKenzie	Nelson, Renville
Isaak		

Absent and not voting:

Rue	Watt
-----	------

So the bill passed and the title was agreed to.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, Mountrail
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Grand Fks.	Watt
Feton	Nelson, Renville	Wog
Flatt	O'Brien	Young
Foss	Olson, McHenry	

Those voting in the negative were:

Adam	Nelson, Dickey	Tweten
Ginter	Nelson, McKenzie	

Absent and not voting:

Kamrath	Morgan, Richland	Rue
---------	------------------	-----

So the bill passed and the title was agreed to.

Senator Hill moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTY-FIFTH DAY

Bismarck, February 20, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Dan J. Rueb.

Roll Call: All members present.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 20, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large.

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing on Option in Certain Cases.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 20, 1941.

Mr. Speaker: I have the honor to return:

Joint Memorial Resolution No. 1. A Memorial Resolution in Honor of the Late Rep. Rieker.

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

House Concurrent Resolution "K." Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 20, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages, Hours and Conditions of Employment Between Employers and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 20, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 133. A Bill for an Act to Provide for Appointment of Counsel Before Plea of Defendant Charged with First Degree Murder; Providing Payment for Services of Such Counsel.

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 20, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Senate Bill No. 129. A Bill for an Act to Amend and Re-act Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

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

W. J. TROUT, Secretary.

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

Mr. President: 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 425, 13th line from bottom, change figure "9" to "0".

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Lofthus presented a resolution from the Board of Trustees of the Village of McVille opposing passage of Senate Bill No. 141, relating to filing, renewal and limitations of chattel mortgages, which was referred to the Committee on Judiciary.

A resolution was received from the Board of Commissioners of Barnes county opposing any change governing the regulation of trucks, which was referred to the Committee on Highways.

A telegram was received by Senator Bilden from a group of Grand Forks business men protesting passage of House Bill No. 266 providing that natural gas and oil may be used in school district buildings, which was referred to the Committee on State Affairs.

A telegram was received by Senator Stucke, protesting passage of Senate Bill No. 196 from the National Paint, Varnish and Lacquer Association, which was referred to the Committee on Public Health.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that Senate Concurrent Resolution "I" was delivered to the Secretary of State for his approval at the hour of 4:35 o'clock, P. M., February 19, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 48,
Senate Bill No. 50,
Senate Bill No. 53,
Senate Bill No. 58,
Senate Bill No. 60,
Senate Bill No. 68,
Senate Bill No. 98,
Senate Bill No. 99,
Senate Bill No. 115.

Were delivered to the Governor for his approval at the hour of 4:03 o'clock, P. M., February 19, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 125,
Senate Bill No. 177,
Senate Bill No. 180,
Senate Bill No. 193.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Military Affairs, to whom was referred House Bill No. 179, have had the same under consideration and recommend that the same do pass.

MILTON RUE, Chairman.

Senator Rue moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred Senate Bill No. 93, have had the same under consideration and recommend that the same be amended as follows:

In line 14 after the word "growing" strike out balance of line.

In line 15 strike out all of line up to and including the word "planted," and insert in lieu thereof the following, "to be credited upon the taxes assessed against the land upon which such trees are planted."

In line 16 strike out the word "paid" and insert in lieu thereof the word "allowed."

In line 19 strike out the word "paid" and insert in lieu thereof the word "allowed."

In line 27 after the word "taxes" place a period and strike out the balance of line 27, and all of line 28, and line 29.

And when so amended recommend the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred House Bill No. 267, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred House Concurrent Resolution "Q," have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways, to whom was referred Senate Bill No. 111, have had the same under consideration and recommend that the same do pass.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A Majority of your Committee on Highways, to whom was referred Senate Bill No. 119, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE

R. A. OWINGS

R. M. STREIBEL

N. N. NELSON

E. C. STUCKE

W. J. BRAUN

C. P. DAHL

GUST WOG, Chairman.

Mr. President: A Minority of your Committee on Highways, to whom was referred Senate Bill No. 119, have had the same under consideration and recommend that the same be indefinitely postponed.

IVER SOLBERG
HARRY O'BRIEN
WM. A. THATCHER

Senator Owings moved that the report of the Majority of the Committee on Highways on Senate Bill No. 119 be adopted.

Senator O'Brien made a substitute motion that the report of the Minority of the Committee on Highways on Senate Bill No. 119 be substituted for the report of the Majority, which motion was declared lost.

The question being on the original motion of Senator Owings that the report of the Majority of the Committee on Highways on Senate Bill No. 119 be adopted, the question was put and declared carried, so the report of the Majority was adopted.

Mr. President: Your Committee on Public Safety, to whom was referred Senate Bill No. 124, have had the same under consideration and recommend that the same be amended as follows:

After the word "retailers" in line 35 remove the period and insert a semi-colon and the following amendment: "Nor shall such provision in any manner limit the power of any municipality to establish its own regulation concerning the use of any such fireworks."

And when so amended recommend the same do pass.

C. P. DAHL, Chairman.

Senator Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance, to whom was referred Senate Bill No. 117, have had the same under consideration and recommend that the same be amended as follows:

On page 8, line 9, of the original bill, strike out the semi-colon, insert a comma and add the following: "private or public laundry."

On page 27, line 12, strike out the last word "then" and insert the word "ten."

On page 29, line 22, strike out the word "jump" and insert the word "lump" in lieu thereof.

On page 32, line 29, strike out the word "filled" and insert the word "filed" in lieu thereof.

On page 34, line 8, after the first word "of", insert the following: "employers and the other of whom shall be a representative of."

On page 47, line 28, strike out the word "buiilty" and insert the word "guilty" in lieu thereof.

On page 48, line 3, correct the spelling of the last word to read "separate."

And when so amended recommend the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 19, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

House Bill No. 309. A Bill for an Act to Amend and Re-enact Subdivisions 4 and 12 of Section 3511 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to and Clarifying the Fee for Chattel Mortgage Abstract; Repeal.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 20, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 20, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 5. A Concurrent Reso-

lution Providing for the Amendment of the Constitution to Provide That the Governor or Legislative Assembly Shall Have Authority to Require Advisory Opinions From the Supreme Court.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$25,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings And Other Improvements Necessary to Carry Out the Purposes of this Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating A Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senator Stucke moved that the action by which Senate Bill No. 177 was passed be reconsidered for the purpose of minor amendments, which motion prevailed and Senate Bill No. 177 was ordered placed on the calendar.

Senator Young moved that Senate Bill No. 186 be referred to the Committee on Appropriations, which motion prevailed.

Senator Thatcher moved that Senate Bill No. 139 be amended as follows: On page 4 strike out lines 44, 45 and the word "oath" in line 46.

Which motion prevailed.

Senator Thatcher moved that the rules be suspended and that Senate Bill No. 139 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 139. A Bill for an Act to Provide a Method for the Satisfaction of Chattel Mortgages, Crop Mortgages, Conditional Sale Contracts and Other Liens Filed in the Office of the Register of Deeds and Specifying the Form of Such Satisfaction, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended the roll was called and there were ayes, 47; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Rue
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Solberg	Tweten
---------	--------

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 13 of Chapter 235 of the Session Laws of 1929 Relating to Tax Levy Limitations.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, McKenzie
Adam	Fowler	O'Brien
Beaton	Ginter	Olson, Mountrail
Blank	Gronvold	Owings
Bond	Guenther	Page
Brant	Hill	Raschko
Braun	Kamrath	Rue
Bridston	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young

Those voting in the negative were:

Bilden	Nelson, Renville	Tweten
Greiser	Olson, McHenry	Watt
Isaak	Solberg	
Lofthus	Topp	

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which Senate Bill No. 190 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 173. A Bill for an Act Conferring Addi-

tional Powers Upon Cities and Park Districts; Authorizing the Leasing or Rental of Public Property Thereof; Limiting the Terms of Such Leases or Rental Agreements; Validating Certain Acts of Municipalities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, McKenzie
Adam	Fowler	Nelson, Renville
Beaton	Ginter	O'Brien
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Rue
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young

Those voting in the negative were:

Greiser	Olson, Mountrail	Tweten
Isaak	Raschko	
Olson, McHenry	Thatcher	

So the bill passed and the title was agreed to.

Senator Brant moved that Senate Bill No. 185 be amended as follows: On page 3, line 36, after the word "consent" insert this language: "provided that such sale shall be for an amount not less than such definitely ascertainable quoted value as of the time of sale".

Which motion prevailed.

Senator Raschko moved that the rules be suspended and that Senate Bill No. 185 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 185. A Bill for an Act to Amend and Re-enact Section 6789, of the Compiled Laws of North Dakota, for the Year 1913; and Repealing Section 6786, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Pledged Securities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Dahl	Morgan, Walsh
Adam	Feton	Nelson, Dickey
Beaton	Flatt	Page
Bilden	Fowler	Raschko
Blank	Ginter	Rue

Bond	Gronvold	Stucke
Brant	Guenther	Thatcher
Braun	Hill	Wog
Bridston	Kehoe	Young
Brunsdale	Lavik	

Those voting in the negative were:

Drew	Nelson, McKenzie	Solberg
Foss	Nelson, Renville	Streibel
Greiser	O'Brien	Topp
Isaak	Olson, McHenry	Troxel
Kamrath	Olson, Mountrail	Tweten
Lofthus	Owings	Watt

Morgan, Richland

Absent and not voting:

Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senator Young moved that the Senate do now recess for ten minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the ten minute recess.

The President announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Was read the second time.

Senator Bridston moved that Senate Bill No. 183 be moved to the foot of the calendar, which motion prevailed and Senate Bill No. 183 was order placed at the foot of the calendar by the President.

Senator Bridston moved that Senate Bill No. 180 be amended as follows:

In the title, after the word "judge", strike out the comma and the words "state's attorney".

In line 6, page 2, after the word "judges", strike out the comma and insert the word "and".

In the same line after the word "courts" strike out the word "and".

Senator Braun made a substitute motion that Senate Bill No. 180 be placed at the foot of the calendar, which motion prevailed and Senate Bill No. 180 was so ordered placed at the foot of the calendar by the President.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Ginter	O'Brien	

Absent and not voting:

Fowler Young

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Rue
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting:

Greiser Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senate Bill No. 196. A Bill for an Act to Provide Revenue for the Enforcement of the Paint and Varnish Laws of This State; to Prevent Fraud and Deception in the Sale of Paints and Varnishes; to Prevent Adulteration and Misbranding

Thereof; to Provide Licensing, Payment and Disposition of License Fees; and Provide Penalties for Violations Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Owings
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Hill	Rue
Bond	Isaak	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Nelson, Dickey	Topp
Dahl	Nelson, Grand Fks.	Troxel
Drew	Nelson, Renville	Watt
Feton	O'Brien	Wog
Foss	Olson, McHenry	Young

Those voting in the negative were:

Adam	Kamrath	Nelson, McKenzie
Flatt	Morgan, Richland	Olson, Mountrail
Ginter	Morgan, Walsh	Tweten

Absent and not voting:

Greiser

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which Senate Bill No. 196 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed, on a rising vote.

Senate Bill No. 197. A Bill for an Act to Provide Revenue for the Enforcement of the North Dakota Food and Drugs Act and the North Dakota Cosmetic Act; to Prevent Adulteration and Misbranding of Foods, Drugs and Cosmetics; to Provide for Registration and Licensing Thereof; and to Provide Penalties for Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	Owings
Beaton	Guenther	Page
Bond	Kehoe	Raschko
Brant	Lavik	Rue
Braun	Lofthus	Streibel
Bridston	Morgan, Richland	Topp
Brunsdale	Nelson, Grand Fks.	Troxel
Drew	Nelson, McKenzie	Watt
Feton	Nelson, Renville	Wog
Flatt	O'Brien	Young
Foss	Olson, McHenry	

Those voting in the negative were:

Adam	Isaak	Solberg
Bilden	Kamrath	Stucke
Dahl	Morgan, Walsh	Thatcher
Ginter	Nelson, Dickey	Tweten
Gronvold	Olson, Mountrail	

Absent and not voting:

Blank	Greiser	Hill
-------	---------	------

So the bill passed and the title was agreed to.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Walsh	Thatcher
Dahl	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Watt
Foss	O'Brien	Wog
Fowler	Olson, McHenry	Young
Ginter	Olson, Mountrail	

Absent and not voting:

Aandahl	Greiser	Morgan, Richland
Blank	Hill	

So the bill passed and the title was agreed to.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page

Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting:

Aandahl Greiser

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Stucke moved that Senate Bill No. 177 be amended as follows:

In line 42, page 2, strike out the comma after the word "time" and the following words: "that such person" and in line 43, page 2, strike out the word "was", which motion prevailed.

Senator Solberg moved that the rules be suspended and that Senate Bill No. 177 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Rue
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Greiser

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Adam	Fowler	Owings
Blank	Gronvold	Page
Bond	Guenther	Raschko
Brant	Hill	Rue
Braun	Isaak	Thatcher
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	

Those voting in the negative were:

Beaton	Nelson, McKenzie	Solberg
Bilden	Nelson, Renville	Streibel
Ginter	Olson, McHenry	Stucke
Kamrath	Olson, Mountrail	Tweten
Nelson, Dickey		

Absent and not voting:

Greiser

So the bill passed and the title was agreed to and the Emergency clause was declared carried.

Senator Kehoe moved that Senate Bill No. 180 be re-referred to the Committee on Judiciary, which motion prevailed and Senate Bill No. 180 was so ordered re-referred by the President.

Senator Page requested that the Senate be on the Seventh Order of Business, which request was granted.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Was read the first time and referred to the Committee on Judiciary.

FIRST READING OF HOUSE BILLS

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Insurance.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

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

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

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

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

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

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to

the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

Was read the first time and referred to the Committee on Military and Indian Affairs.

House Bill No. 309. A Bill for an Act to Amend and Re-enact Subdivisions 4 and 12 of Section 3511 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to and Clarifying the Fee for Chattel Mortgage Abstract; Repeal.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

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

Senator Fowler requested that the Senate be on the Fifteenth Order of Business, which request was granted.

Senator Fowler moved that House Bills Nos. 65, 146, 176 and 153 be placed on Second Reading and that on the completion of the second reading of these bills, the Senate recess until 1:30 P. M., February 21st, which motion prevailed.

The Secretary read House Bills Nos. 65, 146, 176 and 153 for the second time and the Senate stood recessed pursuant to the motion of Senator Fowler until 1:30 P. M., February 21st.

W. J. TROUT, Secretary.

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Bismarck, February 21, 1941.

The Senate reconvened at 1:30 P. M., pursuant to recess taken February 20th.

The President announced that the Senate would be on the Fourteenth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Memorial Resolution "F". A Memorial Resolution Paying Tribute to the Late Gustav I. Gullickson, Artist Painter of Grand Forks, North Dakota.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building

Certificates and for the Payment of State Capitol Building Refunding Certificates.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

And the President signed the same in the presence of the Senate.

The President announced that the Senate would revert to the Twelfth Order of Business for second reading of House bills.

SECOND READING OF HOUSE BILLS

Senator Streibel moved that House Bill No. 65 be amended as follows:

Page 2, line 19, strike out the comma after the word "thereon" and insert a period. Strike out the rest of line 19, and all of line 20, 21, 22, 23, 24, 25, 26 and 27 up to and including the word "year" and the period.

Which motion was declared lost, on a rising vote.

Senator Page moved that House Bill No. 65 be amended as follows: Page 2, line 26, strike out the figure "15" and insert in lieu thereof the figure "30", which motion was declared lost.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Blank	Flatt	Nelson, Grand Fks.
Bond	Fowler	Nelson, Renville
Brant	Greiser	O'Brien
Braun	Gronvold	Page
Bridston	Guenther	Raschko
Brunsdale	Kehoe	Topp
Dahl	Lavik	Tweten
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Kamrath	Rue
Beaton	Lofthus	Solberg

Bilden	Nelson, Dickey	Streibel
Foss	Nelson, McKenzie	Stucke
Ginter	Olson, McHenry	Thatcher
Hill	Olson, Mountrail	Troxel
Isaak	Owings	Watt

Absent and not voting:

Aandahl

So the bill passed and the title was agreed to.

Senator Streibel moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTY-SIXTH DAY

Bismarck, February 21, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Dan J. Reub.

Roll Call: All senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth day after recess and the Forty-fifth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, February 21, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Senate Bill No. 125. A Bill for an Act Amending Article 2889b6, 1925 Supplement to the 1913 Compiled Laws of North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Senate Bill No. 196. A Bill for an Act to Provide Revenue for the Enforcement of the Paint and Varnish Laws of This State; to Prevent Fraud and Deception in the Sale of Paints and Varnishes; to Prevent Adulteration and Misbranding Thereof; to Provide Licensing, Payment and Disposition of License Fees; and Provide Penalties for Violations Thereof.

Senate Bill No. 190. A Bill for an Act to Amend and Re-enact Section 13 of Chapter 235 of the Session Laws of 1929 Relating to Tax Levy Limitations.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 21, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

House Concurrent Resolution "N." A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 21, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Procuring Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

Which the President has signed.

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

Lieutenant Governor Hagen presented two petitions from the Resolutions Committee of the North Dakota Federation of Nonpartisan Clubs. One requesting abolishing of the Board of Higher Education, which was referred to the Committee on State Affairs.

And one protesting employment of both man and wife in state institutions, which was referred to the Committee on State Affairs.

Resolutions were received from the county commissioners of Cavalier and Walsh counties urging passage of House Bill 79 providing that care of the patients in institutions be assumed by the state which were referred to the Committee on State Affairs.

MESSAGES FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 17, 1941.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Sincerely,
JOHN MOSES, Governor.

JM:f

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 20, 1941.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and Boarding Houses to Provide for Application for License and Payment of License Fees.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Sincerely,
JOHN MOSES, Governor.

JM:f

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Memorial Resolution "F".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 177.

And find the same correctly re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 93,
Senate Bill No. 117,
Senate Bill No. 124,
Senate Bill No. 139,
Senate Bill No. 185.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Irrigation and Drainage to whom was referred Senate Bill No. 102, have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish, to whom was referred House Bill No. 170, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the period after the word "captivity", insert a comma and the following language: "and repealing all acts and parts of acts in conflict herewith".

Add a new section to the bill to read Section 11 as follows: "Section 11. Repealing all acts and parts of acts in conflict herewith".

Number the lines in the new section.

And when so amended recommend the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 152, have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 7, strike out the period and insert semicolon and the following words "Provided, however, that such goods and merchandise so sold by means of such merchandising board must not be other than goods and merchandise constituting the usual and ordinary stock of the retailer using such board."

On page 3, line 40, following the period insert the following words: "No wholesaler or retailer shall be permitted to sell, or offer to sell, by means of any merchandising board, any goods or merchandise unless the aggregate value of such goods in merchandise sold through each such board equals in retail value at least one hundred per cent (100%) of the total income from such board."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 98, have had the same under consideration and recommend that the engrossed bill be amended as follows:

In line one of the title of the bill following the word, "cigarettes", insert the words "cigarette papers used for the making of cigarettes". In Section one, in lines 7, 8, 9, 14, and 20, after the word "cigarettes," insert the words "cigarette papers". In Section two, line 11, after the word "snuff" insert "No retailer shall be granted a distributor's license". In Section two, lines 2, 11, 27, after the word "cigarettes," insert the words "cigarette papers". In Section four, in line 11, after the hyphenated word "cigarettes", and in line 17 after the word "cigarettes," insert the words "cigarette papers". In Section five, lines 2, 6, and 11, after the word "cigarettes," insert the words "cigarette papers". In Section six, line 4, after the word "cigarettes," insert the words "cigarette papers". In Section six, after line 11, insert a new paragraph: Class "C" to read as follows: "On cigarette papers made up in packages, books, or sets; on each such package, book, or set containing more than fifty papers, one-half cent; containing more than fifty papers but not more than one hundred papers, one cent; containing more than one hundred papers, one cent for each fifty papers or major fractional part thereof." Renumber Class "C" in line 12 to read Class "D". In Section six, line 22, after the word "snuff", insert the words "And each package, book, or set of papers". In Section six, line 33, after the word "cigarettes," insert "book or set of papers,". In Section six, line 40, after the word "(Possession)," strike out the following words: "except cigarettes in unbroken containers of at least two thousand (2,000) cigarettes,". In Section six, line 49, after the word "cigarettes," insert the words "cigarette papers". In Section seven, lines 11, 15, and 18, after the word "cigarettes," insert the words "cigarette papers". In Section eight, in lines 2, 4, 16, 23, 27, 36, 40, 48, and 52, after the word "cigarettes," insert the words "cigarette papers". In Section ten, lines 4, 10, 12, 17, after the word "cigarettes," insert the words "cigarette papers". In Section eleven, in line 6, after the word "cigarettes," insert the words "cigarette papers". Strike out all of Section twelve and renumber sections in numerical order. In Section thirteen, lines 6, 9, and 10, after the word "cigarettes," insert the words "cigarette papers". In Section fourteen, in line 2, after the hyphenated word "cigarettes," insert the words "cigarette papers".

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted.

Senator Greiser made a substitute motion that further consideration of House Bill No. 98 be indefinitely postponed, which motion was declared lost.

The question being on the original motion of Senator Bridston that the report of the Committee on State Affairs on House Bill No. 98 be adopted, the question was put and declared carried.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 38, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 204, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 128, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 199, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted.

Senator Stucke made a substitute motion that the Report of the Committee on Appropriations on Senate Bill No. 199 be amended to read that lines 1, 10, 13 and 14 be stricken from the bill and that the figures "\$3,300.00" in lines 3 and 15 be changed to "\$900.00", and all lines renumbered. And that when so amended the bill be recommended for passage. Senator Blank requested a roll call, which was granted.

ROLL CALL

The question being on Senator Stucke's motion that Senate Bill No. 199 be amended and recommended for passage, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Hill	Owings
Bilden	Isaak	Rue
Blank	Kamrath	Streibel
Brant	Kehoe	Stucke
Brunsdale	Nelson, McKenzie	Thatcher
Ginter	Olson, McHenry	Tweten
Greiser	Olson, Mountrail	

Those voting in the negative were:

Aandahl	Fowler	O'Brien
Bond	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Lavik	Solberg
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, Renville	Young

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 160, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 203, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 145, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom was referred Senate Bill No. 167, have had the same under consideration and recommend that the same be amended as follows:

In line 141, strike out the word "November" and insert in lieu thereof the word "October."

In line 191 strike out the word "was" and insert in lieu thereof the words "will be."

In line 197 after the word "purposes" insert the following language:

"during the previous year."

In line 299 after the word "purposes" insert the following language:

"during the previous year."

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: The Majority of Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 112, have had the same under consideration and recommend that the same be indefinitely postponed.

C. N. BRUNSDALE

E. H. BRANT

M. R. YOUNG

GOTTLIEB ISAAK

G. I. FETON

G. F. DREW

FRED G. AANDAHL

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted.

Mr. President: The Minority of Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 112, have had the same under consideration and recommend that the same do pass.

ROB. GREISER
 AXEL OLSON
 M. RASCHKO
 GUST WOG
 GUST TWETEN
 P. W. BLANK
 IVER SOLBERG

Senator Fowler moved that the report of the Majority of the Committee on Tax and Tax Laws on Senate Bill No. 112 be adopted.

Senator Solberg made a substitute motion that the report of the minority of the Committee on Tax and Tax Laws on Senate Bill No. 112 be substituted for the report of the Majority.

Senator Olson of Mountrail requested a roll call, which was granted.

ROLL CALL

The question being on the substitute motion of Senator Solberg that the report of the Minority of the Committee on Tax and Tax Laws on Senate Bill No. 112 be adopted, the roll was called and there were ayes, 18; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Nelson, Dickey	Solberg
Bilden	Nelson, McKenzie	Streibel
Bond	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Tweten
Kamrath	Owings	Wog

Those voting in the negative were:

Aandahl	Foss	Morgan, Richland
Brant	Fowler	Morgan, Walsh
Braun	Gronvold	Nelson, Grand Fks.
Bridston	Guenther	O'Brien
Brunsdale	Hill	Raschko
Dahl	Isaak	Topp
Drew	Kehoe	Troxel
Feton	Lavik	Watt
Flatt	Lofthus	Young

Absent and not voting:

Beaton	Page	Rue
Blank		

So the motion was declared lost.

The question being on the original motion of Senator Fowler that the report of the Majority of the Committee on Tax and Tax Laws on Senate Bill No. 112 be adopted, the motion was put and declared carried.

Mr. President: The Majority of Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 95, have

had the same under consideration and recommend that the same be indefinitely postponed.

ROB. GREISER
 AXEL OLSON
 GUST TWETEN
 C. N. BRUNSDALE
 M. R. YOUNG
 A. W. FOWLER
 GUST WOG
 P. W. BLANK
 IVER SOLBERG
 G. I. FETON
 M. RASCHKO
 FRED G. AANDAHL

Senator Fowler moved that the report be adopted.

Mr. President: The Minority of Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 95, have had the same under consideration and recommend that the same do pass.

E. H. BRANT
 GOTTLIEB ISAAK
 G. F. DREW

Senator Kehoe moved that further action on the divided reports of the Committee on Tax and Tax Laws on Senate Bill No. 95 be deferred one legislative day, which motion prevailed.

Mr. President: Your Committee on Education, to whom was referred Senate Bill No. 162, have had the same under consideration and recommend that the same be amended as follows:

In line 9 strike out the word "shall" and insert in lieu thereof the word "may."

In line 10 after the word "pupils" change the period to a comma and insert the following language: "except that districts admitting pupils shall give credit on tuition to the extent that parent or guardian of pupils pay school tax in that district.

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health, to whom was referred Senate Bill No. 144, have had the same under consideration and recommend that the same be amended as follows:

In line 25 strike out everything after the word "may" and insert the following: "procure a license from the Board of Pharmacy upon application and payment to said Board of a fee of One Dollar and Fifty Cents (\$1.50) annually which shall permit such retailer to keep for sale and sell in original packages, in addition to the simple household remedies hereinbefore referred to, such other emergency medicines and poisons as may be deemed necessary and in the public interests, and which have been designated by the State Board of Pharmacy as saleable under such license. The license hereinbefore referred to shall be for a period of one year,

commencing on July 1st, and ending on June 30th, following the date of the application, and shall apply to the location for which same is issued, and shall be posted in a conspicuous place at such location, and upon satisfactory proof to the State Board of Pharmacy of any violation of any law of the State of North Dakota, by such licensee in or upon said premises, it shall be the duty of the State Board to revoke same. The State Board of Pharmacy may likewise from time to time add to or eliminate from the approved list of simple household remedies, and they may add to and eliminate from the approved list of emergency medicine and poisons, saleable under the license aforesaid, and notice of such alterations shall be given by publication in such manner as said Board may deem proper."

And when so amended recommend the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Braun moved that the Senate do now recess for ten minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened at the end of the expiration of the ten minute recess.

The President announced that the Senate would be on the Eighth Order of Business.

Senator Morgan of Walsh moved that Senate Bill No. 111 be re-referred to the Committee on Appropriations, which motion prevailed and Senate Bill No. 111 was so ordered re-referred by the President.

Senator Young moved that Second Reading of Senate Bill No. 117 be delayed until after the Fifteenth Order of Business (announcements), which motion prevailed.

Senator Stucke moved that Senate Bills No. 93, 119 and 124 be placed on Second Reading at this time and Final Passage be delayed until later, which motion prevailed, and the Secretary read Senate Bills No. 93, 119 and 124.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 21, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 3585 of the Compiled Laws of 1913 as Amended by Chapter 170 of the Session Laws of 1937 Relating to the Qualifications of City Aldermen, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 21, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 232. A Bill for an Act to Amend and Re-enact Sections 5, 6 and 8 of Chapter 110 of the Session Laws of 1937 Relating to the Classifying and Fixing of the License

Fee of Public Contractors and the Award of Contracts to Licensed Contractors.

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 285. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 135 of the Session Laws of 1935, Relating to the Election of Precinct Committeemen, and to Repeal Section 3 of Chapter 135 of the Session Laws of 1935.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

House Bill No. 244. A Bill for an Act to Amend and Re-enact Section 1265 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 226 of the 1937 Session Laws, Relating to Candidates and the Official Ballot at Elections in Special School Districts.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 21, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large, and Declaring an Emergency.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers

in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing on Option in Certain Cases.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senator Stucke moved that Senate Bill No. 82 be amended as follows:

Page 7, line 136, insert a period after the word "annum." Strike out the rest of the line and all lines up to and including line 179.

Which motion was declared lost.

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Those voting in the negative were:

Adam Isaak

Absent and not voting:

Brant Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Hill	Olson, Mountrail
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Lavik	Solberg
Bond	Lofthus	Streibel
Braun	Morgan, Richland	Stucke
Bridston	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Dickey	Topp
Dahl	Nelson, Grand Fks.	Troxel
Drew	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Greiser		

Those voting in the negative were:

Aandahl	Gronvold	Kehoe
Feton	Guenther	Owings
Foss		

Absent and not voting:

Brant	Rue
-------	-----

So the bill passed and the title was agreed to.

Senator Flatt 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.

Senator Solberg moved that Senate Bill No. 119 be amended as follows:

"SECTION 2. (a) The term "common motor carrier of property" when used in this act shall mean any person who holds himself out to the public as willing to undertake for hire to transport by motor vehicle from place to place the property of others who may choose to employ him. Those common motor carriers operating between fixed termini, over fixed routes on schedule time, shall be designated as class "A" common carriers. Those carriers operating over irregular routes, not on schedule time, at the will and command of the shipper shall be designated as "special" common motor carriers. Class "A" common motor carriers shall transport commodities within their authority in any quantity or quantities offered them for shipment. "Special" common motor carriers may transport commodities in any quantity or quantities within their authority from or to that territory for which they have heretofore or may hereafter prove public convenience and necessity, or such zone as may be found by the Commission to be within public convenience and necessity; provided, that nothing herein shall prevent such "special"

motor carrier from transporting household goods, emigrant moveables, or other special commodities, from or to points not in such zone or between points on class "A" routes under express authority of the Commission; and, provided further, that any "special" motor carrier may with approval of the Commission by tariff publication, limit the minimum size of shipments from or to any consignee or consignor; and, provided further, that no "special" motor carrier shall transport shipments in lots less than the minimum load fixed by, and under the conditions set by, the Commission between two or more points served by class "A" carriers, except under special authority of the Commission to be granted in cases of undue circuitry via two or more connecting class "A" carriers; and, provided further, that the rates and tariffs prescribed by the Commission shall be uniform for similar service for all classes of carriers affected by this act.

(b) The term "common motor carrier of passengers", when used in this act, shall mean any person who holds himself out to the public as willing to undertake for hire to transport by motor vehicle from place to place persons who may choose to employ him.

(c) The transportation for more than one consignor, or to more than three consignees, by any motor carrier shall be prima facie evidence that such motor carrier is operating as a common carrier."

And that the amendments be printed in the Journal and further consideration laid over one legislative day.

Senator Wog made a substitute motion that the amendments to Senate Bill No. 119, as offered in Senator Solberg's motion be read and action taken now on Senate Bill No. 119, which motion prevailed, and the amendments were read by the Secretary.

Senator Solberg moved that Senate Bill No. 119 be amended in accordance with the amendments previously offered, which motion was declared lost.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl

Greiser

Olson, McHenry

Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Braun	Kamrath	Raschko
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Tweten
Drew	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	

Those voting in the negative were:

Blank	Gronvold	Stucke
Bond	Kehoe	Thatcher
Feton	Nelson, Dickey	Troxel
Flatt	O'Brien	Young
Fowler	Solberg	

Absent and not voting:

Brant	Morgan, Walsh	Rue
-------	---------------	-----

So the bill passed and the title was agreed to.

Senator Streibel moved that the vote by which Senate Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Brunsdale requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Brunsdale moved that House Bill No. 153 be placed at the head of the calendar, which motion prevailed.

Senator Brunsdale requested that the Senate be on the twelfth Order of Business, which request was granted.

Senator Brunsdale moved that House Bill No. 153 be amended as follows:

In the title, strike out the period, insert a comma and add the following language "and declaring an emergency" and adding a new paragraph at the end of the bill as follows:

"Section 2. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Which motion prevailed.

Senator Brunsdale moved that the rules be suspended and that House Bill No. 153 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Gronvold	Greiser
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko

Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

· Absent and not voting:

Brant	Rue
-------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Brunsdale moved that the vote by which House Bill No. 153 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President announced that without objection the Senate would revert to the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Hill	Olson, Mountrail
Bilden	Kamrath	Owings
Blank	Kehoe	Raschko
Bond	Lavik	Solberg
Braun	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Stucke
Dahl	Nelson, Dickey	Thatcher
Feton	Nelson, Grand Fks.	Topp
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Greiser	Olson, McHenry	Young
Gronvoid		

Those voting in the negative were:

Aandahl	Ginter	Lofthus
Beaton	Guenther	Troxel
Drew	Isaak	

Absent and not voting:

Brant	Page	Rue
Brunsdale		

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which Senate Bill No. 124 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 232. A Bill for an Act to Amend and Re-enact Sections 5, 6 and 8 of Chapter 110 of the Session Laws of 1937 Relating to the Classifying and Fixing of the License Fee of Public Contractors and the Award of Contracts to Licensed Contractors.

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

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Irrigations and Drainage.

House Bill No. 285. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 135 of the Session Laws of 1935, Relating to the Election of Precinct Committeemen, and to Repeal Section 3 of Chapter 135 of the Session Laws of 1935.

Was read the first time and referred to the Committee on Elections.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

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

House Bill No. 244. A Bill for an Act to Amend and Re-enact Section 1265 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 226 of the 1937 Session Laws, Relating to Candidates and the Official Ballot at Elections in Special School Districts.

Was read the first time and referred to the Committee on Elections.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

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

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture

and Labor of the State of North Dakota and Defining Its Functions.

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

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 21, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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 Senate has passed and your favorable consideration is requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 21, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senator Fowler moved at the completion of the Fifteenth Order of Business and the reading of Senate Bill No. 117 as provided in a previous motion, the Senate stand recessed until 10:55 A. M., February 22nd, which motion prevailed.

The Secretary read Senate Bill No. 117 and the Senate stood recessed until 10:55 A. M., February 22nd.

W. J. TROUT, Secretary.

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Bismarck, February 22, 1941.

The Senate reconvened at 10:55 A. M. pursuant to recess taken Feburay 21st with Lieutenant Governor Hagen presiding.

Senator Dahl moved that the Senate do now join the House in a Joint Memorial Session and that at the conclusion of the Joint Session the Senate stand recessed until 1:30 P. M., which motion prevailed, and the Senate stood recessed.

The Senate reconvened at 1:30 P. M., pursuant to motion of Senator Dahl.

Pursuant to motion of Senator Dahl in Joint Memorial Session with the House, Joint Memorial Resolution No. 2 was adopted on a rising vote, and ordered printed in the Senate Journal.

JOINT MEMORIAL RESOLUTION NO. 2

Introduced by Senator Dahl

**DECEASED MEMBERS OF NORTH DAKOTA
LEGISLATURE**

Adopted by the Senate and House of Representatives of the
Twenty-seventh Legislative Assembly of the State
of North Dakota

WHEREAS, The late Senator Owen J. Clark represented the Forty-third Legislative District in the North Dakota Senate in 1913 and 1915; and,

WHEREAS, The late Senator Wesley E. Matthaei represented the Thirty-third Legislative District in the North Dakota Senate in 1929 and 1931 and again in 1933 and 1935; and,

WHEREAS, The late Senator Henry Leum represented the Eighth Legislative District in the North Dakota Senate in 1939; and,

WHEREAS, The late Senator Peter McLachlan represented the Eleventh Legislative District in the North Dakota Senate in 1921, 1923, 1925 and 1927; and,

WHEREAS, The late Senator Charles H. Porter represented the Twenty-fourth Legislative District in the North Dakota Senate in 1915, 1917 and 1919; and,

WHEREAS, The late Senator Ben W. Lemke represented the Twenty-second Legislative District in the North Dakota Senate in 1935, 1937 and 1939; and,

WHEREAS, The late Senator E. Bartholomew Page represented the Twentieth Legislative District in the North Dakota Senate in 1923 and 1925; and,

WHEREAS, The late Senator William James Church represented the Twentieth Legislative District in the North Dakota Senate in 1919 and 1921; and,

WHEREAS, The late Senator Nels P. Simonson represented the Sixteenth Legislative District in the North Dakota Senate in 1933; and,

WHEREAS, The late Senator Henry A. Field represented the Twelfth Legislative District in the North Dakota Senate in 1931 and 1933; and,

WHEREAS, The late Senator Henry R. Hartman represented the Eleventh Legislative District in the North Dakota Senate in 1889 and 1900; and,

WHEREAS, These men represented their respective districts and constituencies with eminent ability; and,

WHEREAS, Since the Twenty-sixth Legislative Assembly, the Supreme Ruler of the Universe has seen fit to remove from our midst these well known and esteemed citizens;

THEREFORE, BE IT RESOLVED, By the North Dakota Senate, the House of Representatives concurring, that we deeply regret the passing of these men from our midst, because of their contribution to the welfare and upbuilding of the communities in which they lived and the high level, unselfish service with which they discharged their duties in their respective legislative bodies. Let it be said of each and all of them, they gave to their state an ever abiding faith, loyalty and love.

BE IT THEREFORE RESOLVED, That we offer their families and friends of these, our departed members, our most profound and heartfelt sympathy; and that copies of this resolution be sent to the families of the deceased members and spread upon the minutes of the Senate in which they so ably and faithfully served.

Filed February 22, 1941.

The President announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termina-

tion of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Senator Thatcher moved that Senate Bill No. 117 be laid over until Senator Brunsdale was present to explain the bill, which motion prevailed.

Senator Bond asked that the Senate be on the Eighth Order of Business, which request was granted.

Senator Bond moved that House Bill No. 176 be placed at the head of the calendar for final passage, the bill having been read the second time, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Gronvold	O'Brien
Adam	Guenther	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Bridston	Lavik	Stucke
Drew	Lofthus	Thatcher
Feton	Morgan, Richland	Topp
Flatt	Morgan, Walsh	Troxel
Foss	Nelson, Dickey	Tweten
Fowler	Nelson, Grand Fks.	Wog
Ginter	Nelson, McKenzie	Young
Greiser	Nelson, Renville	

Those voting in the negative were:

Owings Streibel

Absent and not voting:

Bilden	Brunsdale	Rue
Braun	Dahl	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond moved that the vote by which House Bill No. 176 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the

Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Nelson, Renville
Beaton	Isaak	Owings
Blank	Kamrath	Page
Bond	Kehoe	Raschko
Brant	Lavik	Solberg
Bridston	Lofthus	Streibel
Drew	Morgan, Richland	Stucke
Feton	Morgan, Walsh	Thatcher
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Tweten
Fowler	Nelson, McKenzie	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	Young
Gronvold		

Those voting in the negative were:

Topp

Absent and not voting:

Bilden	Brunsdale	Rue
Braun	Dahl	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Streibel 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.

Senator Fowler requested that the Senate be on the Fifth Order of Business, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 144,
Senate Bill No. 152,
Senate Bill No. 162,
Senate Bill No. 167,
Senate Bill No. 198.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Memorial Resolution "F". A Memorial Resolution Paying Tribute to the Late Gustav I. Gullickson, Artist Painter of Grand Forks, North Dakota.

Was delivered to the Secretary of State for his approval at the hour of 2:05 o'clock, P. M., February 21, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Printing to whom was referred Senate Bill No. 175, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

ROB. GREISER, Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 27, have had the same under consideration and recommend that the engrossed bill be amended as follows:

In line 9, after the word "Salary" add a hyphen (-) and the word "Director".

After line 9, add a new line, 9a Food Commissioner and Chemist "\$5,600.00."

In line 20 strike out the figures "\$600.00" and insert in lieu thereof the figures "\$900.00."

In line 26, strike out the figures "\$223,906.00" and insert in lieu thereof the figures "\$229,806.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 24, have had the same under consideration and recommend that the same be amended as follows:

In line 28 1., strike out the figures "\$3,200.00" and insert in lieu thereof the figures "\$3,000.00."

In line 29 2., strike out the figures "\$30,000.00" and insert in lieu thereof the figures "\$25,000.00."

In line 30 3., strike out the figures "\$50,000.00" and insert in lieu thereof the figures "\$40,000.00."

In line 32, strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 36, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$700.00."

In line 38, strike out the figures "\$750.00" and insert in lieu thereof the figures "\$250.00."

In line 40, strike out the figures "\$300.00" and insert in lieu thereof the figures "\$150.00."

In line 45 10., strike out the figures "\$500.00" and insert in lieu thereof the figures "\$300.00."

In line 52 13., strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,000.00."

In line 57, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 59, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$500.00."

In line 60, strike out the figures "\$118,050.00" and insert in lieu thereof the figures "\$94,400.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the Committee report on Senate Bill No. 24 be amended as follows:

Line 4, section 1, change the figures from "\$118,050.00" to "\$94,400.00," which motion prevailed.

WM. WATT, Chairman.

Senator Watt moved that the report of the Committee on Appropriations on Senate Bill No. 24 as amended be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 65, have had the same under consideration and recommend that the same be placed on the calendar without recommendation of the committee.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 200, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same be amended as follows:

In line 11, strike out the word "twenty-five" and insert in lieu thereof the word "twenty."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 111, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 71, have had the same under consideration and recommend that the same be placed on the calendar without recommendation of the Committee.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 205, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Bill No. 207, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title, change "\$25,000.00" to "\$15,000.00."

In next to the last line of title after the second semi-colon, insert, "making an appropriation."

Immediately after the enacting clause, insert a new Section as follows: "SECTION 1. APPROPRIATION.) There is hereby appropriated out of any monies in the State Treasury not otherwise appropriated \$15,000.00 or so much thereof as may be necessary for the purpose of this Act."

Renumber the following Sections.

In line 14, change "\$25,000.00" to "\$15,000.00."

And when so amended placed on the calendar without recommendation.

M. R. YOUNG, Acting Chairman.

Senator Young moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 164, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title, following the word "Board" insert "and the State Department of Health." In line 76 strike out the following words: "in its judgment it shall be necessary" and insert in lieu thereof these words: "authorized by law." In line 83, following the word "supply" insert the words "or sewerage." In line 86 strike out the semi-colon and insert a period, and strike out lines 87, 88, 89, and all of line 90 up to the word "Upon." Strike out line 92 and in line 93 strike out the words "this State," and insert in lieu thereof the following words: "as herein provided." In line 96, strike out the period and insert in lieu thereof a semi-colon and also the following words: "provided, however, that such Code shall first have been approved by the State Department of Health." In line 203, following the word "plumber's" insert "and journeymen's." In line 205, strike out the period and insert in lieu thereof a semicolon and also the following language: "provided, however, that the holder of a master plumber's license may be granted a journeyman's license without payment of the journeyman's license fee."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 181, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted.

Senator Kehoe made a substitute motion that Senate Bill No. 181 be placed on the calendar on Monday, February 24th.

Senator Blank made a substitute motion that the report of the Committee on State Affairs on Senate Bill No. 181 be laid on the table.

Senator Kehoe requested a roll call, which was granted.

ROLL CALL

The question being on the motion of Senator Blank that the report of the committee on Senate Bill No. 181 be laid on the table.

The roll was called and there were ayes, 24; nays, 21; absent and not voting 4.

Those voting in the affirmative were:

Aandahl	Kamrath	Olson, Mountrail
Adam	Lavik	Raschko
Blank	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Stucke
Fowler	Nelson, Dickey	Thatcher
Ginter	Nelson, Grand Fks.	Tweten
Gronvold	Nelson, McKenzie	Watt
Guenther	Olson, McHenry	Wog

Those voting in the negative were:

Beaton	Foss	O'Brien
Bilden	Greiser	Owings
Bond	Hill	Page
Braun	Isaak	Solberg
Drew	Kehoe	Topp
Feton	Lofthus	Troxel
Flatt	Nelson, Renville	Young

Absent and not voting:

Brant	Dahl	Rue
Brunsdale		

So the motion of Senator Blank was declared carried and the report of the committee on Senate Bill No. 181 was laid on the table.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 206, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 168, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 176, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Bill No. 184, have had the same under

consideration and recommend that the same be amended as follows:

On page 2, following line 16, insert the following language:

"WHEREAS, the accounting practices of the State and its sub-divisions are in many respects obsolete, conflicting and inadequate, and there is the need of revision of the same, and the installation of modern bookkeeping systems,". On page 4, Section 5, line 1, following the word "employ" add the words "an accountant and". Following Sec. 9 insert Sec. 10 to read as follows: "Powers and Duties of Commissioners in Regard to Accounting.) In addition to the foregoing powers and duties, the following powers and duties are hereby imposed in connection with the accounting practices of the State and its subdivisions." Sub Sec. (a) To make a survey of the books and records of each and all funds administered by State officials under the laws of this State, and of the methods of accounting employed in connection therewith, such survey to be independent and not in conjunction with any other examination required by law or otherwise. Sub Sec. (b) To present to the Governor, prior to December 1, 1942, a complete and detailed report of the condition of each department of the State government, of each institution, and of each fund administered by State officials under the laws of the State said report shall contain a list of the state securities and their appraised value, in the possession of each department, each institution and each fund administered by State officials under the laws of the State; said report shall include also an inventory on a date certain of all public property of the State of North Dakota including the State house at Bismarck, all penal, charitable and educational institutions of the State, and all personal property belonging to the State, with a detailed appraisal of the value of such public property. Sub Sec. (c) To make careful research into the business methods, systems of records and accounts, bookkeeping and making reports of the various State officers, and all penal, charitable, industrial and educational institutions of the State and custodians of funds administered by State officials. Sub. Sec. (d) To investigate into the business methods, systems of records and accounts, bookkeeping and making of report of the officials of all political subdivisions; such investigations of the methods and practices of the State and its local subdivisions to be exercised to the end that economy and efficiency shall be exercised, and that full, complete, accurate and uniform report and statistics be obtained, and the interests of the public fully protected. Sub. Sec. (e) When such researches and examination shall have been made, the commissioners appointed under this Act shall make a report in detail to the Governor of their work; formulate systems of uniform bookkeeping and accounting for the charitable and penal institutions of the State; formulate a system of uniform bookkeeping and accounting for the institutions of higher education of the State; and to recommend a system of reporting for the political sub-divisions of the State, which shall be uniform for each type of political sub-division. Sub. Sec. (f) In connection with the said report to the Governor said commission shall present blank books and forms to be used in connection with the bookkeeping and accounting of the different departments of the State, its institutions, charitable, penal, industrial, and educational; and present illustrative forms of

records for the various types of political sub-divisions, which will enable the officials to prepare efficiently and economically the reports referred to in the preceding sub-section. Insert Sec. 11 to read as follows: Establishment of Uniform Accounting Systems.) The Governor shall submit such report and proposed bookkeeping and accounting systems and forms to a board composed of the Governor, State Examiner, Attorney General and four others to be chosen by the Governor, one representative of the School of Accounting of the University of North Dakota, two finance officers of political sub-divisions and one other. After due consideration a majority of said board are hereby authorized and empowered to require systems of accounting, bookkeeping and reports installed in all departments and institutions of the State and to require uniform reports from political sub-divisions. The form of such systems shall be as near uniform for the departments, uniform for the institutions of higher education, uniform for the other institutions, and uniform for each type of political sub-division, as may be practicable. The use of each uniform system of accounting, bookkeeping and reporting shall begin at a certain future date to be fixed by the order of the Governor, but not later than July 1, 1943. All officers whose duty it is to purchase blanks, account books and records under the present system of accounts and laws governing the same are hereby empowered and directed to procure blanks, books and records which shall have become necessary to the uniform systems which shall have been adopted; provided, however, that those political sub-divisions whose accounting systems are substantially in accordance with the systems provided under this Act shall be exempted from having to install a new accounting system." Insert Sec. 12 to read as follows: "Investigation of Audits.) Said Commissioners, appointed under this Act, shall be empowered and directed to investigate the laws and their application to audits made or required of State officers, departments, institutions, and of the fiscal officers of local sub-divisions. On or before December 1, 1942, said commission shall make a report of such investigation to the Governor, with recommendations, to the end that each and every officer, department, board, bureau, institution or commission of the State and every fiscal officer of its local sub-divisions, who receives, collects, or disburses any public money, shall have his or its affairs properly audited at least annually by the State Examiner or by some competent and disinterested person or persons approved by the Board created by Section 3 of this act; and to the end that the results of such audits shall be readily available to the people of the State of North Dakota." On page 8, Sec. 11, line 4, of the original printed bill, strike out the following words and figures: "Eighteen Thousand and No/100 (\$18,000.00)" and insert in lieu thereof "Thirty-three Thousand Ten (\$33,010)". On page 8, of the original printed bill, renumber Sec. 10, Sec. 11, and Sec. 12 to read as Sec. 13, Sec. 14, and Sec. 15.

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be printed in the Journal and adopted without reading, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom

was referred Senate Bill No. 208, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 180, have had the same under consideration and recommend that the same be amended as follows:

In the title of the printed bill, delete the words, "and repealing Section 4."

In line 10, strike out all of Section 2.

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 203, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 140, have had the same under consideration and recommend that the same be indefinitely postponed.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 147, have had the same under consideration and recommend that the same be amended as follows:

On page 29 of the printed bill, in line 658 after the word "board" add the following "provided, however, that overseers of the poor shall not act as referral agents for those federally financed assistance programs which are under the direction of the Social Security Board."

On page 32, line 725 strike out all of said line after the word "duties", strike out all of line 725, 727, and the word "funds" in line 728, and insert in lieu thereof the following: "It shall be the duty of such county welfare boards under the direction and supervision of the public welfare board of North Dakota, to supervise and administer such relief and welfare activities in the county as may be financed in whole or in part by federal funds."

On page 33, strike out all of Section 37 after sub-title and insert in lieu thereof the following: "one-half of all necessary and proper administrative costs of the county welfare boards as determined by the public welfare board shall be paid by the Public Welfare Board of North Dakota from State or Federal funds. The remainder of such administrative costs incurred by the county welfare boards shall be paid by the county from county funds. At the end of each month, the county welfare board of each county shall submit to the Public Welfare Board an itemized statement of the admin-

istrative costs of the county welfare board in the form required and on forms provided by the Public Welfare Board. These statements shall be audited by the Public Welfare Board on or before the 15th day of the month succeeding the month of such expenditures, the Public Welfare Board shall reimburse the county from state or federal funds for one-half of such necessary and proper administrative costs incurred by the county welfare board."

And when so amended recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved the adoption of the report, and that it be printed in the Journal without reading, which motion prevailed and the report was declared adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 195, have had the same under consideration and recommend that the same be amended as follows:

On page 2, after line 6, in Section 1, insert a new subparagraph as follows: "That each year the county auditor shall cause to be published in the official county newspaper, for two successive weeks the first publication to be not earlier than May 1st and the last publication not later than May 20th, a notice to the effect that proceedings for the equalization of taxes will be taken by the several local Equalization Boards on the second Monday in June and that each taxpayer has a right, on or before July 1st, to make application to the Board of County Commissioners for a review of the assessment made by the assessor and equalized by such local board, and has a right to appeal to the District Court from the decision of such Board of County Commissioners and that if he fails to make such application the assessment against his property and the valuation thereof for taxing purposes will be final."

On page 5, line 8, after the word "of", insert the word "similar."

In line 9, strike out the word "same" and insert the word "several."

On page 9, in Section 11, at line 6, after the word "court" insert the following: "Provided, that in no case shall the assessed valuation be increased above that found and fixed by the District Court." In line 7, of the same section, after the word "assessments" insert the following: "of similar property."

On page 10, in Section 14 line 3, strike out the word "third" and insert the word "fourth" in lieu thereof. In the same section of line 9, after the word "of" insert the word "similar."

On page 11, Section 15, in line 3, after the word "State" insert: "or representative groups of taxpayers or any taxpayers' association." On the same page in Section 16, in line 4, after the word "may" put a comma and the following language "on their own motion or upon request of representative groups of taxpayers or of any taxpayers' association shall,".

On page 13, in line 45, strike out the word "fifteen" and insert the word "ten" in lieu thereof.

In line 49, after the word "assessments" insert the language "of similar property."

On page 14, in line 15, strike out the word "twenty" and insert the word "fifteen" in lieu thereof.

On page 15, line 15, after the word "determination" insert the word "that." In line 19, on the same page, strike out the word "certifying" and insert in lieu thereof the words "and certify."

In line 15, after the figures 2141a, insert the figure "1," and when so amended recommend that the Bill be placed upon the calendar without recommendation.

A. W. FOWLER, Chairman.

Senator Fowler moved the adoption of the above report, and that the same be printed in the Journal without reading, which motion prevailed and the report was declared adopted.

Senator Fowler moved that the reports of the Committee on State Affairs on Senate Bills Nos. 156 and 157 be printed in the Journal and action delayed until Monday, February 24th, which motion prevailed.

Mr. President: A Majority of Your Committee on State Affairs, to whom was referred Senate Bill No. 156, have had the same under consideration and recommend that the same do pass.

GUST WOG
G. F. DREW
HARRY O'BRIEN
J. L. FLATT
N. N. NELSON
A. N. LAVIK
WALTER R. BOND
A. W. FOWLER
J. B. BRIDSTON, Chairman.

Mr. President: A Minority of Your Committee on State Affairs, to whom was referred Senate Bill No. 156, have had the same under consideration and recommend that the same be indefinitely postponed.

AXEL OLSON
R. A. OWINGS
R. M. STREIBEL
ROB. GREISER

Mr. President: A Majority of Your Committee on State Affairs, to whom was referred Senate Bill No. 157, have had the same under consideration and recommend that the same be amended as follows:

In line 123, Section 6, strike out the comma after the word "education" and add these words: "and Printing Commission."

In line 127 and 128 of Section 6, strike out the words "printing, binding, publication of books and records."

In line 140 of Section 7, strike out the word "all."

In line 141 of Section 7, strike out the word "printing."

In line 147 of Section 7, strike out the word "printing."

Strike out paragraph 5, Section 7, lines 160 to 167 inclusive.

Strike out paragraph 6, Section 7, lines 168 to 175 inclusive.

Strike out paragraph 7, Section 7, lines 176 to 178 inclusive.

GUST WOG
G. F. DREW
HARRY O'BRIEN
J. L. FLATT
N. N. NELSON
A. N. LAVIK
WALTER R. BOND
A. W. FOWLER
J. B. BRIDSTON, Chairman.

Mr. President: A Minority of Your Committee on State Affairs, to whom was referred Senate Bill No. 157, have had the same under consideration and recommend that the same be indefinitely postponed.

R. A. OWINGS
AXEL OLSON
R. M. STREIBEL
ROB. GREISER

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 1, have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 10 1., strike out the figures "\$867,855.00" and insert in lieu thereof the figures "\$760,332.00."

In line 11 2a., strike out the figures "\$465,814.00" and insert in lieu thereof the figures "\$389,926.00."

In line 12 (b) strike out the figures "\$152,471.12" and insert in lieu thereof the figures "\$129,010.52."

In line 13 (c) strike out the figures "\$68,376.74" and insert in lieu thereof the figures "\$60,076.74."

In line 14 3., strike out the figures "\$81,282.00" and insert in lieu thereof the figures "\$81,418.00."

In line 15 4., strike out the figures "\$122,322.42" and insert in lieu thereof the figures "\$106,076.00."

In line 16 5., strike out the figures "\$113,448.00" and insert in lieu thereof the figures "\$117,940.00."

In line 17 6., strike out the figures "\$184,905.00" and insert in lieu thereof the figures "\$177,190.00."

In line 18 7., strike out the figures "\$157,455.00" and insert in lieu thereof the figures "\$139,685.00."

In line 19 8., strike out the figures "\$253,328.50" and insert in lieu thereof the figures "\$229,211.95."

In line 20 9., strike out the figures "\$259,206.18" and insert in lieu thereof the figures "\$241,416.18."

In line 21 10., strike out the figures "\$19,370.00" and insert in lieu thereof the figures "\$11,730.00."

After line 21 10., add a new sub-division; 21 a Vocational Education and Vocational Rehab. \$33,200.00.

In line 22, strike out the word "tuition."

On page 3, line 36, insert a comma and the words "Interest and Income" after the word "fees."

In line 38, insert a comma and the words "Interest and Income" after the word "fees."

In line 40, after the word "institution" strike out the semicolon and insert a period; also strike out the word "provided."

Strike out all of lines 41, 42, 43, 44 and 48.

In line 49, strike out the figures "\$86,200.00" and insert in lieu thereof the figures "\$78,450.00."

On page 4, line 60, strike out the figures "\$107,478.00" and insert in lieu thereof the figures "\$93,614.00."

In line 61, strike out the figures "\$25,101.00" and insert in lieu thereof the figures "\$22,872.00."

In line 62, strike out the figures "\$242,160.00" and insert in lieu thereof the figures "\$226,760.00."

In line 63, strike out the figures "\$51,465.00" and insert in lieu thereof the figures "\$48,148.00."

In line 64, strike out the figures "\$133,570.00" and insert in lieu thereof the figures "\$124,122.00."

In line 65, strike out the figures "\$34,034.00" and insert in lieu thereof the figures "\$31,670.00."

In line 66, strike out the figures "\$79,310.00" and insert in lieu thereof the figures "\$74,130.00."

In line 67, strike out the figures "\$2,550.00" and insert in lieu thereof the figures "\$2,000.00."

In line 68, strike out the figures "\$9,020.00" and insert in lieu thereof the figures "\$9,550.00."

In line 69, strike out the figures "\$24,788.00" and insert in lieu thereof the figures "\$22,470.00."

In line 70, strike out the figures "\$8,455.00" and insert in lieu thereof the figures "\$7,000.00."

Strike out all of line 72.

In line 73, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$2,000.00."

On page 5, line 74, strike out the figures "\$733,541.00" and insert in lieu thereof the figures "\$671,596.00."

In line 75, strike out the figures "\$30,745.00" and insert in lieu thereof the figures "\$28,350.00."

In line 76, strike out the figures "\$86,178.00" and insert in lieu thereof the figures "\$85,860.00."

In line 77, strike out the figures \$181,756.00" and insert in lieu thereof the figures "\$180,741.00."

In line 79, strike out the figures "\$1,050,220.00" and insert in lieu thereof the figures "\$984,547.00."

In line 80, strike out the figures "\$301,870.00" and insert in lieu thereof the figures "\$319,870.00."

In line 81, strike out the figures "\$748,350.00" and insert in lieu thereof the figures "\$664,677.00."

In line 82, strike out the figures "\$14,700.00" and insert in lieu thereof the figures "\$9,000.00."

In line 84 a, after the word "Boiler" insert the following language; "total amount available July 1, 1941."

In line 85, strike out the figures "\$35,150.00" and insert in lieu thereof the figures "\$12,000.00."

After line 86 8. add a new line "86. 8 a School of Mines—Special—"\$5,000.00."

In line 87, strike out the figures "\$867,855.00" and insert in lieu thereof the figures "\$760,332.00."

Strike out all of lines 88, 89 and 90.

On page 5, line 93, strike out the figures "\$183,015.00" and insert in lieu thereof the figures "\$157,000.00."

On page 6, line 96, strike out the figures "\$34,340.00" and insert in lieu thereof the figures "\$31,900.00."

In line 97, strike out the figures "\$51,626.00" and insert in lieu thereof the figures "\$38,000.00."

In line 99, strike out the figures "\$136,659.00" and insert in lieu thereof the figures "\$126,000.00."

In line 100, strike out the figures "\$19,910.00" and insert in lieu thereof the figures "\$16,000.00."

In line 101, strike out the figures "\$18,400.00" and insert in lieu thereof the figures "\$23,000.00."

In line 103 f, strike out the figures "\$7,600.00" and insert in lieu thereof the figures "\$5,000.00."

In line 104 g, strike out the figures "\$3,800.00" and insert in lieu thereof the figures "\$4,000.00."

In line 105 h, strike out the figures "\$2,250.00" and insert in lieu thereof the figures "\$2,304.00."

In line 109 i, strike out the figures "\$16,792.00" and insert in lieu thereof the figures "\$12,300.00."

In line 110, strike out the figures "\$574,736.00" and insert in lieu thereof the figures "\$515,848.00."

In line 111, strike out the figures "\$23,500.00" and insert in lieu thereof the figures "\$20,000.00."

In line 115, strike out the figures "\$869,414.00" and insert in lieu thereof the figures "\$807,026.00."

In line 118, strike out the figures "\$228,400.00" and insert in lieu thereof the figures "\$241,900.00."

In line 120, strike out the figures "\$371,014.00" and insert in lieu thereof the figures "\$295,126.00."

In line 123 8, strike out the word "Miscellaneous" and insert the words "Insurance and special Assessments."

In line 124, strike out the figures "\$465,814.00" and insert in lieu thereof the figures "\$389,926.00."

Strike out all of lines 125, 126 and 127.

In line 129, strike out the figures "\$17,000.00" and insert in lieu thereof the figures "\$5,905.80."

In line 130, strike out the figures "\$51,812.12" and insert in lieu thereof the figures "\$43,445.72."

In line 131, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$5,000.00."

In line 134, strike out the figures "\$122,971.12" and insert in lieu thereof the figures "\$99,510.52."

In line 143, strike out the figures "\$152,471.12" and insert in lieu thereof the figures "\$129,010.52."

Strike out all of lines 147, 148, 149, 150, 151, 152 and 153.

In line 161, strike out the figures "\$21,653.68" and insert in lieu thereof the figures "\$13,353.68."

In line 167, strike out the figures "\$68,376.74" and insert in lieu thereof the figures "\$60,076.74."

Strike out all of lines 172 and 173.

In line 175 1, strike out the figures "\$34,320.00" and insert in lieu thereof the figures "\$33,692.00."

In line 177 3, strike out the figures "\$12,225.00" and insert in lieu thereof the figures "\$11,934.00."

In line 179 5., strike out the figures "\$13,545.00" and insert in lieu thereof the figures "\$13,495.00."

In line 180 6., strike out the figures "\$31,137.00" and insert in lieu thereof the figures "\$30,742.00."

In line 181, strike out the figures "\$92,732.00" and insert in lieu thereof the figures "\$91,368.00."

In line 182, strike out the figures "\$17,500.00" and insert in lieu thereof the figures "\$19,000.00."

In line 183, strike out the figures "\$75,232.00" and insert in lieu thereof the figures "\$72,368.00."

In line 187, strike out the word "Total" and the figures "\$81,282.00" and number this line 187 10. and insert the following: "Green House Addition "\$3,000.00."

In line 188, strike out the word "Requests" and insert the following: "Total "\$81,418.00."

Strike out all of line No. 189.

In line 191 1., strike out the figures "\$88,260.50" and insert in lieu thereof the figures "\$75,644.08."

In line 193 3., strike out the figures "\$15,942.50" and insert in lieu thereof the figures "\$15,442.50."

In line 194 4., strike out the figures "\$4,080.00" and insert in lieu thereof the figures "\$3,930.00."

In line 195 5., strike out the figures "\$38,589.00" and insert in lieu thereof the figures "\$35,469.00."

In line 197, strike out the figures "\$156,060.00" and insert in lieu thereof the figures "\$139,673.58."

In line 202, strike out the figures "\$106,060.00" and insert in lieu thereof the figures "\$89,673.58."

On page 11, line 204 8., strike out the figures "\$8,012.00" and insert in lieu thereof the figures "\$6,152.00."

In line 205 9., after the word "Miscellaneous" insert the following language: "including unpaid insurance"; also strike out the figures "\$3,750.42" and insert in lieu thereof the figures "\$5,750.42."

In line 206, strike out the figures "\$122,322.42" and insert in lieu thereof the figures "\$106,076.00."

Strike out all of lines 207, 208 and 209.

In line 211 1., strike out the figures "\$118,038.00" and insert in lieu thereof the figures "\$115,000.00."

In line 212 2., strike out the figures "\$6,070.00" and insert in lieu thereof the figures "\$5,000.00."

In line 215 5., strike out the figures "\$56,400.00" and insert in lieu thereof the figures "\$50,000.00."

In line 216, strike out the figures "\$201,698.00" and insert in lieu thereof the figures "\$191,190.00."

In line 219, strike out the figures "\$85,000.00" and insert in lieu thereof the figures "\$65,000.00."

In line 221, strike out the figures "\$86,698.00" and insert in lieu thereof the figures "\$96,190.00."

In line 222 6., strike out the figures "\$13,000.00" and insert in lieu thereof the figures "\$10,000.00."

In line 224 8., strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 225, strike out the figures "\$113,448.00" and insert in lieu thereof the figures "\$117,940.00."

In line 226, strike out the words "Error, should read "\$65,000.00" and insert the following language;

Any federal funds that are now or may hereafter become available to the State School of Science or to the State Supervisor of Trades are hereby specifically appropriated to them and shall be deposited with the State Treasurer and placed to the credit of the State Board for Vocational Education for the purpose of trade training and at all times subject to the orders of the State Board for Vocational Education.

In line 230 1., strike out the figures "\$123,640.00" and insert in lieu thereof the figures "\$117,914.00"

In line 231 2., strike out the figures "\$5,870.00" and insert in lieu thereof the figures "\$5,292.00."

In line 232 3., strike out the figures "\$22,490.00" and insert in lieu thereof the figures "\$23,854.00."

In line 233 4., strike out the figures "\$4,340.00" and insert in lieu thereof the figures "\$2,200.00."

In line 234 5., strike out the figures "\$44,335.00" and insert in lieu thereof the figures "\$50,000.00."

In line 236, strike out the figures "\$211,175.00" and insert in lieu thereof the figures "\$209,760.00."

In line 240, strike out the figures "\$162,675.00" and insert in lieu thereof the figures "\$161,260.00."

In line 241 7., strike out the figures "\$8,450.00" and insert in lieu thereof the figures "\$6,000.00."

In line 242 8., strike out the figures "\$10,730.00" and insert in lieu thereof the figures "\$8,330.00."

In line 243 9., strike out the figures "\$3,050.00" and insert in lieu thereof the figures "\$1,600.00."

In line 244 strike out the figures "\$184,905.00" and insert in lieu thereof the figures "\$177,190.00."

Strike out all of lines number 245 and 246.

On page 13, line 248 1., strike out the figures "\$116,415.00" and insert in lieu thereof the figures "\$110,668.00."

In line 249 2., strike out the figures "\$11,424.00" and insert in lieu thereof the figures "\$9,618.00."

In line 250 3., strike out the figures "\$22,917.00" and insert in lieu thereof the figures "\$21,955.00."

In line 252 5., strike out the figures "\$56,000.00" and insert in lieu thereof the figures "\$50,745.00."

In line 254, strike out the figures "\$215,780.00" and insert in lieu thereof the figures "\$202,010.00."

In line 259, strike out the figures "\$139,280.00" and insert in lieu thereof the figures "\$125,510.00."

In line 260 7., strike out the figures "\$5,800.00" and insert in lieu thereof the figures "\$4,800.00."

In line 261 8., strike out the figures "\$6,875.00" and insert in lieu thereof the figures "\$3,875.00."

In line 263, strike out the figures "\$157,455.00" and insert in lieu thereof the figures "\$139,685.00."

Strike out all of lines 264, 265, 266 and 267.

In line 271 3., strike out the figures "\$31,970.00" and insert in lieu thereof the figures "\$29,430.00."

In line 272 4., strike out the figures "\$7,530.00" and insert in lieu thereof the figures "\$7,030.00."

In line 273 5., strike out the figures "\$86,340.00" and insert in lieu thereof the figures "\$78,940.00."

In line 274 6., strike out the figures "\$24,300.00" and insert in lieu thereof the figures "\$16,000.00."

In line 275, strike out the figures "\$354,215.00" and insert in lieu thereof the figures "\$335,475.00."

In line 278, strike out the figures "\$89,550.00" and insert in lieu thereof the figures "\$85,500.00."

In line 279, strike out the figures "\$228,665.00" and insert in lieu thereof the figures "\$213,975.00."

In line 280 7., strike out the figures "\$16,100.00" and insert in lieu thereof the figures "\$13,000.00."

In line 283, strike out the figures "\$259,206.18" and insert in lieu thereof the figures "\$241,416.18."

In line 285 1., strike out the figures "\$200,345.00" and insert in lieu thereof the figures "\$191,155.20."

In line 286 2., strike out the figures "\$12,700.00" and insert in lieu thereof the figures "\$10,375.59."

In line 287 3., strike out the figures "\$26,155.00" and insert in lieu thereof the figures "\$23,412.92."

In line 288 4., strike out the figures "\$4,400.00" and insert in lieu thereof the figures "\$3,804.54."

In line 289 5., strike out the figures "\$71,053.50" and insert in lieu thereof the figures "\$66,213.70."

In line 291, strike out the figures "\$334,653.50" and insert in lieu thereof the figures "\$313,961.95."

In line 292, strike out the figures "\$108,000.00" and insert in lieu thereof the figures "\$105,000.00."

In line 293, strike out the figures "\$226,653.50" and insert in lieu thereof the figures "\$208,961.95."

In line 294 7., strike out the figures "\$7,035.00" and insert in lieu thereof the figures "\$3,400.00."

In line 295 8., strike out the figures "\$14,490.00" and insert in lieu thereof the figures "\$11,450.00."

In line 296 9., strike out the figures "\$5,150.00" and insert in lieu thereof the figures "\$4,400.00."

In line 297, strike out the figures "\$253,328.50" and insert in lieu thereof the figures "\$229,211.95."

Strike out all of lines 298, 299, 300 and 301.

In line 304, strike out the figures "\$3,540.00" and insert in lieu thereof the figures "\$2,500.00."

In line 309, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$400.00."

In line 311, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 312, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$200.00."

Strike out all of line 314.

In line 316a, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$5,000.00."

In line 317, strike out the figures "\$19,370.00" and insert in lieu thereof the figures "\$11,730.00."

On page 17, after line 333, add a new line 333 (a) Directors Salary "\$5,600.00."

In line 334, strike out the figures "\$59,200.00" and insert in lieu thereof the figures "\$48,000.00."

In line 340, strike out the figures "\$1,640.00" and insert in lieu thereof the figures "\$640.00."

In line 343, strike out the figures "\$6,150.00" and insert in lieu thereof the figures "\$5,000.00."

In line 346, strike out the figures "\$86,200.00" and insert in lieu thereof the figures "\$78,450.00."

Re-number all lines in numerical order.

WM. WATT, Chairman.

Senator Watt moved that the report of the Committee on Appropriations on Senate Bill No. 1 be printed in the Journal and adopted without reading, which motion prevailed.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 159, have had the same under consideration and recommend that the same be amended as follows:

On page 2 line 13 strike out the word "or".

On page 4 in line 55 after the period insert "motor vehicle fuel for non-highway purposes may be sold for agricultural and industrial purposes by licensed bulk dealers only, and may be sold by licensed retailers for aircraft purposes and for domestic purposes as defined in subsection 5 of Section 1, without payment of the motor vehicle fuel tax as provided by law."

On page 4 Section 4 line 2 after the word "person" insert the following words "who is authorized by Section 2 to sell tax exempt motor vehicle fuel."

On page 6 Section 4 line 45 strike out the period and insert the following words "authorized to sell tax exempt motor vehicle fuel under Section 2, for agricultural and industrial purposes. A fee of one (\$1.00) dollar must be paid by each dealer licensed under Section 2 to sell tax exempt motor vehicle fuel for aircraft or domestic purposes."

On page 6 in line 48 after the period insert the following words "A corporation licensed to do business within the State of North Dakota shall not be denied a license because their bulk station is not located within the State of North Dakota."

On page 6 Section 5 in line 4 after the word "applicant" insert the following words "upon his making the application as hereinafter provided for."

On page 8 line 32 after the word "of" strike out the following words "each and every receipt" and insert in lieu thereof "his receipt or receipts."

Page 8 Section 6 in line 2 strike out the word "free" and insert in lieu thereof the word "exempt."

In Section 6 line 3 strike out the word "licensed." In the same line strike out the comma and insert the following words:

"licensed to sell tax exempt motor vehicle fuel or his employee." Strike out the remainder of the sentence in line 3 and also strike out all of lines 4, 5, 6, 7, 8, 9, 10 and 11.

On page 8 Section 7 in line 10 after the word "prosecution" insert a period. Strike out the remainder of line 10 and all of lines 11 and 12.

On page 9 Section 8 line 2 beginning with the word "the" strike out the remainder of the line and also strike out lines 3 and 4.

On page 10 line 12 strike out the following words "and without a presentation of such license."

On page 10 in line 18 strike out the following words "for leaving his license with a dealer."

On page 12 line 11 strike out the word "undertaken" and insert in lieu thereof "done and performed."

On page 12 Section 12 line 9 after the word "prosecution" insert a period. Strike out the remainder of line 9 and all of lines 10 and 11.

Following Section 12 insert 13 to read as follows:

The provisions in this Act for the payment of a license fee shall become effective January 1, 1942.

(All amendments are made on the printed bill).

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted without reading and printed in the Journal, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 34, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 1a, after the word "EXPENSES" strike out the balance of the entire bill and insert in lieu thereof the following:

- 1 There is hereby appropriated out of any monies in the
- 2 State Treasury, accruing to the State Highway Depart-
- 2a ment
- 3 the sum of Six Hundred Thousand and no/100 (\$600,-
- 3a 000.00)
- 4 Dollars, or so much thereof as may be necessary for the
- 5 purpose of defraying the expenses of administration and
- 6 operation of the division of the State Highway Depart-
- 6a ment
- 7 known as the Highway Division, and in carrying out the
- 8 provisions and purposes of the State Highway Depart-
- 8a ment
- 9 laws and cooperating with the Federal Government under

10	the Act of Congress known as the "Federal Highway Act"	
11	for the biennium period beginning July 1, 1941 and ending	
12	June 30, 1943, to wit.	
13	Salary, State Highway Commissioner	\$ 8,000.00
14	Salaries, Central Office Engineers	80,000.00
15	Salaries, Division Office Engineers	95,000.00
16	Salaries, Central Office Clerical	75,000.00
17	Salaries, Division Office Clerical	42,000.00
18	Salaries, Central Office Legal and	
19	Information	10,000.00
20	Salary, State Highway Engineer	9,000.00
21	Audit Fee, State Bank Examiner	5,000.00
22	Furniture and Fixtures	7,000.00
23	Office Equipment Repair	2,000.00
24	Maps	7,000.00
25	Office Rental	1,600.00
26	Postage	10,000.00
27	Printing	10,000.00
28	Supplies	18,000.00
29	Telephone & Telegraph	10,000.00
30	Travel Expense, Central Office & Laboratory....	28,000.00
31	Travel Expense, Division Offices	44,000.00
32	Workmen's Compensation Premiums	4,000.00
33	Emergency Fund	134,400.00

34 Total

\$600,000.00

35 Less income (proposed) out of the Motor

36 Vehicle Registration Fund to the State

37 Highway Department of 3% of the cost of

38 construction, reconstruction and main-

39 tenance and all other work undertaken

40 in whole or in part from Federal,

41 County and State Funds

\$400,000.00

42 Net Amount appropriated out of the

43 Motor Registration Fund, as created by

44 Section 30 of Chapter 179 of the 1927

45 Session Laws as amended by Chapter 160

46 of the 1933 Session Laws

\$200,000.00

47 SECTION 2. ADDITIONAL APPROPRIATION FOR

47a ADMINISTRATION

48 EXPENSES.) In addition to the amount hereinbefore

49 appropriated and in addition to the limitation set forth in

50 Section 7 of Chapter 125 of the Session Laws of 1933 there

51 is hereby appropriated out of said Motor Registration

51a Fund,

52 and the Highway Department is hereby authorized on

52a proper

53 requisition to transfer, and to have transferred to the

54 Emergency Fund appropriation herein and above made

54a from

55 the monies allocated to the State Highway Department

55a out

55b of the Motor Vehicle Registration Fund, all sums in

55c excess

56 of Four Hundred Thousand and No/100 (\$400,000.00)

56a Dollars

57 but not to exceed 3% of the cost of construction,

58 reconstruction, maintenance and all other work under-

58a taken

59 in whole or in part from Federal, County and State funds
60 to cover additional cost of administration of said De-
61 partment.

62 SECTION 3. ADDITIONAL APPROPRIATION FOR
62a MAINTENANCE

63 AND CONSTRUCTION.) In addition to the above
63a amounts

64 allowed for office and administrative expenses of said
65 department there is hereby appropriated out of any funds
66 available to the State Highway Department not otherwise
67 appropriated such part thereof as may be necessary to
68 expend during said biennium period for the construction,
69 reconstruction and maintenance of public roads, including
70 necessary expenses of labor, equipment and other costs
71 and expenses allowed by statute and required for such
72 construction, reconstruction and maintenance.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be printed in the Journal without reading and adopted, which motion prevailed and the report was adopted.

Senator Thatcher moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTY-SEVENTH DAY

Bismarck, February 22, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. Dan. J. Reub.

Roll Call: All members present except Brunsdale, Dahl and Rue.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, February 22, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 120, Senators Fowler, Stucke and Aandahl.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 22, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspec-

tion of Weights and Measures, and Declaring an Emergency. Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 22, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Senate Bill No. 139. A Bill for an Act to Provide a Method for the Satisfaction of Chattel Mortgages, Crop Mortgages, Conditional Sale Contracts and Other Liens Filed in the Office of the Register of Deeds and Specifying the Form of Such Satisfaction, and Declaring an Emergency.

Senate Bill No. 173. A Bill for an Act Conferring Additional Powers Upon Cities and Park Districts; Authorizing the Leasing or Rental of Public Property Thereof; Limiting the Terms of Such Leases or Rental Agreements; Validating Certain Acts of Municipalities.

Senate Bill No. 185. A Bill for an Act to Amend and Re-enact Section 6789, of the Compiled Laws of North Dakota, for the Year 1913; and Repealing Section 6786, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Pledged Securities.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Senate Bill No. 197. A Bill for an Act to Provide Revenue for the Enforcement of the North Dakota Food and Drugs Act and the North Dakota Cosmetic Act; Prevent Adulteration and Misbranding of Foods, Drugs and Cosmetics; to Provide for Registration and Licensing Thereof; and to Provide Penalties for Violation Thereof.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing

for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 22, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

Which the Senate has amended.

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fifth Day After Recess and Forty-sixth Day and recommend that the same be corrected as follows:

Page 454, 18th line from bottom, correct spelling of "having."

Page 455, line 10, correct the spelling of "adjourn."

Page 465, strike out the 15th line and correct the spelling of "Aandahl" in line 39.

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Lieutenant Governor Hagen presented a letter from the Honorable William Langer acknowledging receipt of Senate Concurrent Resolution "D" which was read by the Secretary.

The Lieutenant Governor also presented a communication from Archie Gaudreau and Fred Kassis, members of Company "B" at Williston urging a measure providing that members of the National Guard be allowed to vote by the use of absent voters' ballots, which was referred to the Committee on Elections.

Senator Thatcher presented a petition signed by Aug. Frykman and 55 others urging adoption of Senate Bill No. 84 separating liquor sales from places where other commodities are sold, which was referred to the Committee on State Affairs.

Senator Fowler and Senator Watt presented petitions from a number of barbers of Fargo urging support of Senate Bills Nos. 80 and 92, which petitions were referred to the Committee on State Affairs.

Senator Fowler moved that the Report of the Majority of

the Committee on Tax and Tax Laws on Senate Bill No. 95, as printed in the Senate Journal, pages 464 and 465, be adopted.

Senator Kehoe made a substitute motion that the report of the minority of the Committee on Tax and Tax Laws on Senate Bill No. 95 be substituted for the report of the majority.

Senator Tweten moved the previous question, which motion prevailed.

Senator Raschko requested a roll call on Senator Kehoe's motion, which request was granted.

ROLL CALL

The question being on the substitute motion of Senator Kehoe that the report of the Minority of the Committee on Senate Bill No. 95 be adopted, the roll was called and there were ayes, 20; nays, 24; absent and not voting, 5.

Those voting in the affirmative were:

Bilden	Gronvold	Morgan, Richland
Bond	Guenther	O'Brien
Brant	Hill	Page
Braun	Isaak	Raschko
Drew	Kehoe	Topp
Flatt	Lavik	Troxel
Foss	Lofthus	

Those voting in the negative were:

Aandahl	Kamrath	Owings
Adam	Morgan, Walsh	Solberg
Beaton	Nelson, Dickey	Streibel
Blank	Nelson, Grand Fks.	Stucke
Bridston	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	Olson, McHenry	Wog
Greiser	Olson, Mountrail	Young

Absent and not voting:

Brunsdale	Feton	Thatcher
Dahl	Rue	

So the motion was declared lost.

The question now being on the original motion of Senator Fowler that the report of the Majority of the Committee on Tax and Tax Laws be adopted, the motion was put and declared carried.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 22, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting

Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

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

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 22, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 116. A Bill for an Act Authorizing the

Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

House Bill No. 292. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation. Repeal.

House Bill No. 315. A Bill for an Act to Amend and Re-enact Chapter 220 of the Session Laws of 1935, Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or Any of Its Subdivisions, While Upon Public Expense Account; Providing for a Penalty for Violation Thereof, and Declaring an Emergency. Repeal.

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

House Bill No. 284. A Bill for an Act to Provide for the Abatement of Places Where Intoxicating Liquors Are Sold and Where Persons Engaged in Such Retail Sale of Intoxicating Liquors Have Been Convicted as a Second Offense of Committing or Knowingly Permitting in Said Place of Business or in Connection Therewith Any Violation of Any State Law; and Providing Procedure and Penalties.

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section 25 of Chapter 97 of the Session Laws of North Dakota for 1933, as amended by Chapter 123 of the Session Laws of North Dakota for 1935, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners; Repeal; Emergency.

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

House Bill No. 274. A Bill for an Act Fixing the Maximum Annual Compensation Which May Be Paid to Persons Holding Administrative or Supervisory Positions Under the

State Welfare Board or Any State Agency Which Is Its Successor.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 22, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Which the House has amended.

C. R. VERRY, Chief Clerk.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a Secondary Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways.

The Committee on Delayed Bills introduced:

Senate Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6, Chapter 125, Session Laws of North

Dakota for the Year 1933, Providing That the Powers and Duties of the State Highway Commissioner Shall Include Authority to Remove Certain Routes, Roads and Highways from the State Highway System.

Was read the first time and referred to the Committee on Highways.

FIRST READING OF SENATE RESOLUTIONS

Senators Young, Gronvold, Bond and Nelson of Grand Forks introduced:

SENATE MEMORIAL RESOLUTION "G"

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

WHEREAS, C. H. Porter, an old time resident of LaMoure, North Dakota, was called to his eternal reward on November 13, 1940; and,

WHEREAS, He was a prominent figure in county pioneer history, former county office holder, and State Senator from 1915 to 1919; and,

WHEREAS, During all of his public service and during his life, as a private citizen, he was a splendid example of good citizenship and his example and works in life have had a continuing influence in the progress of his community;

THEREFORE, BE IT RESOLVED, by the Senate that we hereby express our heartfelt appreciation for the loyal service of our distinguished citizen, the late C. H. Porter, and our keen sorrow at his passing;

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded by the Secretary of the Senate to each of his two daughters, Mrs. John Muir of LaMoure, North Dakota, and Mrs. A. A. Stone of Minneapolis, Minnesota.

Was read the first time.

Senator Young moved that Senate Memorial Resolution "G" be adopted by a rising vote, which motion prevailed and Senate Memorial Resolution "G" was declared adopted.

Senator Gronvold moved that the absent Senators be excused, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl Guenther Olson, Mountrail

Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Kehoe	Solberg
Bond	Lavik	Streibel
Brant	Lofthus	Stucke
Braun	Morgan, Richland	Thatcher
Bridston	Morgan, Walsh	Topp
Drew	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	Young

Absent and not voting:

Brunsdale	Foss	Nelson, Dickey
Dahl	Gronvold	Rue
Feton		

So the bill passed and the title was agreed to.

Senator Thatcher moved that Senate Bill No. 152 be placed at the foot of the calendar, which motion prevailed.

Senator Young moved that Senate Bills Nos. 198 and 167 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	O'Brien
Adam	Guenther	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Bridston	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Fowler	Nelson, Grand Fks.	Watt
Ginter	Nelson, McKenzie	Wog
Greiser	Nelson, Renville	Young

Those voting in the negative were:

Owings	Streibel
--------	----------

Absent and not voting:

Brunsdale	Feton	Rue
Dahl	Foss	

So the bill passed and the title was agreed to.

Senator Streibel: Mr. President: This outfit is getting more now than they deserve. Therefore I vote "No."

Senator Fowler moved that the Senate be on the Ninth

Order of Business, for the purpose of consideration of messages from the House, which motion prevailed.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 40, which motion prevailed.

Senator Fowler moved that Senate Bill No. 40 as amended by the House be placed on the calendar for Monday, February 24th, which motion prevailed.

The President announced that the Senate would revert, without objections, to the Tenth Order of Business.

The President called President Pro Tem Young to the Chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Guenther	O'Brien
Adam	Hill	Olson, McHenry
Beaton	Isaak	Olson, Mountrail
Bilden	Kamrath	Owings
Blank	Kehoe	Raschko
Brant	Lavik	Streibel
Braun	Lofthus	Thatcher
Bridston	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Fowler	Nelson, Grand F'ks.	Watt
Ginter	Nelson, McKenzie	Wog
Greiser	Nelson, Renville	Young
Gronvold		

Those voting in the negative were:

Bond Page

Absent and not voting:

Brunsdale	Foss	Solberg
Dahl	Rue	Stucke
Feton		

So the bill passed and the title was agreed to.

Senate Bill No. 191. A Bill for an Act to Repeal Chapter 120 of the Session Laws of 1915 Relating to Poor Relief Fund Transfer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Gronvold	O'Brien
---------	----------	---------

Adam	Guenther	Olson, McHenry
Beaton	Hill	Page
Bilden	Isaak	Raschko
Blank	Kehoe	Stucke
Bond	Lavik	Thatcher
Brant	Lofthus	Topp
Braun	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Fowler	Nelson, Grand Fks.	Wog
Ginter	Nelson, McKenzie	Young
Greiser	Nelson, Renville	
Those voting in the negative were:		
Kamrath	Owings	Streibel
Olson, Mountrail		
Absent and not voting:		
Bridston	Feton	Rue
Brunsdale	Foss	Solberg
Dahl		

So the bill passed and the title was agreed to.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:		
Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Lavik	Solberg
Bond	Lofthus	Streibel
Brant	Morgan, Richland	Stucke
Braun	Morgan, Walsh	Thatcher
Bridston	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	Young
Gronvold		
Those voting in the negative were:		
Kehoe		

Absent and not voting:

Brunsdale	Feton	Rue
Dahl	Foss	

So the bill passed and the title was agreed to.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

Senator Fowler moved that Senate Bill No. 145 be laid over one legislative day, which motion prevailed.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg
Bond	Lavik	Streibel
Brant	Lofthus	Stucke
Braun	Morgan, Walsh	Topp
Bridston	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser	Olson, McHenry	

Those voting in the negative were:

Kehoe	Morgan, Richland	Thatcher
-------	------------------	----------

Absent and not voting:

Brunsdale	Feton	Rue
Dahl	Foss	

So the bill passed and the title was agreed to.

Senator Owings moved that the vote by which Senate Bill No. 162 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler requested that the Senate be on the Fifteenth Order of Business for announcements, which request was granted.

Senator Fowler moved on the completion of the Fifteenth Order of Business that the Senate be on the first reading of House Bills and the second reading of Senate Bills Nos. 144, 198, 167, 152 and Senate Concurrent Resolution No. 2, after which the Senate do stand recessed until 1:00 P. M., Monday, February 24th, which motion prevailed.

Senate Bills Nos. 144, 152, 198, 167 and Senate Concurrent Resolution No. 2 were read the second time.

FIRST READING OF HOUSE BILLS

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

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

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

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

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

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

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

Was read the first time and referred to the Committee on Public Health.

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section 25 of Chapter 97 of the Session Laws of North Dakota for 1933, as amended by Chapter 123 of the Session Laws of North Dakota for 1935, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners; Repeal; Emergency.

Was read the first time and referred to the Committee on Public Welfare.

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses of the Bee Keepers Act.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

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

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 274. A Bill for an Act Fixing the Maxi-

imum Annual Compensation Which May Be Paid to Persons Holding Administrative or Supervisory Positions Under the State Welfare Board or Any State Agency Which Is Its Successor.

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

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 292. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation. Repeal.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 315. A Bill for an Act to Amend and Re-enact Chapter 220 of the Session Laws of 1935, Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or Any of Its Subdivisions, While Upon Public Expense Account; Providing for a Penalty for Violation Thereof, and Declaring an Emergency. Repeal.

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

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing

for the Division and Distribution of the Revenue Derived Therefrom.

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

House Bill No. 284. A Bill for an Act to Provide for the Abatement of Places Where Intoxicating Liquors Are Sold and Where Persons Engaged in Such Retail Sale of Intoxicating Liquors Have Been Convicted as a Second Offense of Committing or Knowingly Permitting in Said Place of Business or in Connection Therewith Any Violation of Any State Law; and Providing Procedure and Penalties.

Was read the first time and referred to the Committee on Temperance.

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

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

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

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

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11,

17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirments; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

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

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

Was read the first time and referred to the Committee on Military and Indian Affairs.

The Senate now stood recessed until 1:00 P. M., Monday, February 24th, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FORTY-SEVENTH DAY AFTER RECESS
AND FORTY-NINTH DAY

Bismarck, February 24, 1941.

The Senate reconvened at 1:00 P. M., pursuant to recess taken February 22nd, with Lieutenant Governor Hagen presiding.

The President announced that the Senate would be on the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 74, have had the same under consideration and recommend that the same be amended as follows:

At the end of the Bill, in line 35, strike out the period, and insert in lieu thereof a comma, and insert the following language: "which is in excess of his or her annuity under the Teachers Insurance and Retirement Fund."

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 161, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title after the word "re-enact" strike out "Section 1504" and insert the following: "Section 1504 of the Compiled Laws of 1913 and Sections."

Strike out lines 1 to 16, inclusive, and insert in lieu thereof the following:

"SECTION 1. AMENDMENT.) Section 1504 of the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

Section 1504. AMOUNT OF ASSESSMENTS. Every teacher who has joined the fund shall be assessed upon his or her salary as teacher for a period of twenty-five years as follows: one per centum per annum, but not more than twenty dollars per year, for each of the first eight years of service as a teacher; and two per centum per annum, but not more than forty dollars per year for the second eight years of service as teacher; and three per centum per annum, but not more than sixty dollars per year for each

successive year of service as a teacher, until said teacher shall have had a total of twenty-five years of teaching service, when said assessments shall cease. The total amount paid into said fund by each teacher shall be based upon said twenty-five years of service as teacher with assessments as provided in this section; provided that such total amount shall not be less than the full amount of the annuity to which such teacher shall be entitled for the first year. (1913, ch. 251, Sec. 10.)

In lines 35 and 36, strike out the words "prior to the first day of January, 1942."

In line 45, change "50%" to "25%."

In lines 53 and 54 change "twenty-five cents (25c) to "fifteen cents (15c)."

In line 117, after the word "her," insert the word "average" and strike out the words "last five." In line 118, after the word "service" insert the words "for which assessments were paid."

In line 223, strike out the words "before January 1, 1942."

And when so amended recommend the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 190, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 189, have had the same under consideration and recommend that the same be amended as follows:

In line 20 of the printed bill, after the word "village," insert the following language: "or within the boundaries of any irrigation district organized pursuant to the irrigation laws of the state of North Dakota."

And when so amended recommend the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 3, have had the same under consideration and recommend that the same be amended as follows:

In the title strike out "45" and "55." In line 2 strike out the figures "45" and "55." Strike out all of Section 1. Change "Section 2" to read "Section 1." At the end of line 23, add the word "meet." Strike out all of lines 25 and 26 and insert the following in lieu thereof: "The second Tuesday in December of each even numbered year, and on the 10th day thereafter both Houses will recess for twenty-one days and re-convene at two o'clock P. M. on the twenty-second day after recess." Strike out all of Section 3. Change "Section 4" to read "Section 2." Strike out all of lines 37

and 38 and insert the following in lieu thereof: "Section 56. No session of the Legislative Assembly shall exceed 90 days, except by proclamation of the Governor, approved by a vote of a majority of all the members-elect in each House, or in case of impeachment." Change "Section 5" to read "Section 3." Strike out line "43" and all the remainder of the bill and insert the following in lieu thereof: "Section 60. No bill shall be introduced after the fiftieth day of the session except by a vote of two-thirds of all the members-elect of the House in which the bill is sought to be introduced."

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 179, 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 encourage rural electrification; classifying the personal property of rural electric cooperatives and imposing a gross receipts tax on such cooperatives in lieu of all other taxes on their personal property; providing for the collection of such tax and appropriating the proceeds; and repealing all Acts and parts of Acts in conflict herewith.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. CLASSIFICATION.) The personal
1a property of
2 non-profit, cooperative corporations engaged in the
2a distribu-
3 tion, transmission and/or generation of electric energy
3a for
4 consumption in rural areas is hereby expressly
4a classified for
5 the purpose of taxation. Such corporations are
5a hereinafter
6 referred to as "Cooperatives."

7 SECTION 2. ANNUAL REPORT OF GROSS
7a RECEIPTS.) On July 1
8 of each year, beginning July 1, 1941, each Cooperative
8a shall
9 file with the State Tax Commissioner, on forms
9a prescribed
10 by him, a report of its gross receipts derived from the
10a fur-
11 nishing of electric energy during the preceding calendar
11a year.
12 Such report shall be sworn to and verified by an officer
13 of the Cooperative.

14 SECTION 3. TAX LEVIED IN LIEU OF
14a PERSONAL PROPERTY TAX.)
15 There is hereby levied on each Cooperative as of July
15a 1 of
16 each year a tax of three per centum (3%) upon the

16a gross receipts
17 derived by it from the furnishing of electric energy
17a during the
18 preceding calendar year. The tax hereby levied shall
18a become
19 due and be payable to the State Tax Commissioner on
19a July 1 of
20 each year and payment shall accompany the report of
20a gross
21 receipts provided for in Section 2 of this Act. The tax
21a hereby
22 imposed shall be in lieu of any taxes levied by the state,
23 counties, cities, towns, villages, townships, school
23a districts
24 and other political subdivisions of the State on the
24a personal
25 property of the cooperative. The first payment of tax
25a under
26 this Act shall be made on July 1, 1941, and shall be in
26a lieu
27 of all personal property taxes on the Cooperatives for
27a the
28 year 1941.
29 SECTION 4. PENALTY.) If the tax levied under
29a this Act
30 is not paid on the due date, a penalty of two per centum
30a (2%)
31 of the amount of tax shall be imposed for each month of
32 delinquency.
33 SECTION 5. DEFINITION.) For the purpose of
33a this Act,
34 the personal property of the Cooperative shall include
34a the
35 following property used by a Cooperative in connection
35a with
36 the distribution, transmission and/or generation of
36a electric
37 energy: all poles, wires, lines, transformers, generating
38 equipment, meters, machinery, buildings, fixtures and
38a improve-
39 ments of every character upon land.
40 SECTION 6. ALLOCATION OF TAX.) The Tax
40a Commissioner
41 shall ascertain and determine the number of miles of
41a distribu-
42 tion lines which each company has in each assessment
42a district
43 and the proceeds received from taxes paid by each
43a company shall
44 be allocated and paid over by the Tax Commissioner to
44a each
45 assessment district in proportion to the number of miles
45a of
46 of distribution lines in each such assessment district.
47 SECTION 7. REPEAL.) All acts and parts of
47a Acts in con-
48 flict herewith are hereby repealed.

49 SECTION 8. SEVERABILITY.) The provisions of
 49a this Act
 50 are severable and if any of its provisions shall be
 50a unconsti-
 51 tutional, the decision of the Court shall not affect or
 51a impair
 52 any of the remaining provisions of this Act.”

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Morgan of Walsh moved that the report be printed in the Journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 155, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 192, have had the same under consideration and recommend that the same be amended as follows:

After the word “judgments” in Line 22, on page 2, of the Bill insert the following:

“The tax authorized to be levied and extended by this act shall not be subject to the tax levy limitation for general county purposes but shall be levied in addition thereto.”

In line 17 of the Bill, strike out the word “five” and insert in lieu thereof the word “eight.”

And when so amended recommend the same be placed on the calendar without recommendation.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred Senate Bill No. 79, have had the same under consideration and recommend that the same be amended as follows:

1. Strike out sub-section (b) of Section 1 and insert in lieu thereof a new sub-section (b) as follows:

“That the county commissioners shall annually levy taxes sufficient to meet the obligations of the county for the maintenance of its patients in the charitable institutions of the state, but such taxes shall not exceed the amount produced by a levy rate of one and one-quarter mills on the dollar of net taxable valuation, such levy shall be within the amount produced by the ten mill rate, and shall be a paramount charge, to the exclusion of all other budget items, upon the necessary part of the total tax levies.”

And when so amended recommend the same be placed on the calendar without recommendation.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to

whom was referred Senate Bill No. 188, have had the same under consideration and recommend that the same be amended as follows:

On page 3 of the printed bill in lines 25 and 26, strike out the word "to" and insert "for the benefit of," and in line 26 after the word "Insane" insert a comma and the following language, "Tuberculosis Sanatorium and Grafton State School." In lines 28 and 29 strike out "amount of stamps delivered to retailers in the various counties" and insert in lieu thereof "number of patients each county has in said three institutions, as allocated between the three institutions by the Board of Administration."

Strike out all of lines 30 to 35 both inclusive.

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A Majority of Your Committee on State Affairs, to whom was referred Senate Bill No. 172, have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 22, of the printed bill strike out the figure "8" and insert in lieu thereof the figure "6."

On page 4, line 77, strike out the figure "8" and insert in lieu thereof the figure "6."

On page 5, line 81, strike out the figure "8" and insert in lieu thereof the figure "6"

A. N. LAVIK
C. N. BRUNSDALE
A. W. FOWLER
M. R. YOUNG
J. L. FLATT
J. B. BRIDSTON
W. BOND
N. N. NELSON

Mr. President: A Minority of Your Committee on State Affairs, to whom was referred Senate Bill No. 172, have had the same under consideration and recommend that the same be indefinitely postponed.

ROB. GREISER
R. M. STREIBEL
AXEL OLSON
R. A. OWINGS
GUST WOG
HARRY O'BRIEN

Senator Bridston moved that the report of the Majority of the Committee on State Affairs on Senate Bill No. 172 be adopted.

Senator Owings made a substitute motion that the report of the Minority of the Committee on State Affairs on Senate Bill No. 172 be substituted for the report of the Majority, which motion was declared lost.

The question being on the original motion of Senator Bridston that the report of the Majority of the Committee on State Affairs on Senate Bill No. 172 be adopted, the motion was put and declared carried.

Senator Fowler moved that further action on the reports of the Committee on State Affairs on Senate Bills Nos. 156 and 157 as printed on pages 487 and 488 of the Senate Journal, be laid over one legislative day, which motion prevailed.

Mr. President: A Majority of Your Committee on Education, to whom was referred Senate Bill No. 97, have had the same under consideration and recommend that the same be indefinitely postponed.

FRED G. AANDAHL, Chairman
 FRANK H. BEATON
 R. M. STREIBEL
 R. A. OWINGS
 A. N. LAVIK
 J. B. BRIDSTON
 G. I. FETON
 HJALMAR NELSON

Mr. President: A Minority of Your Committee on Education, to whom was referred Senate Bill No. 97, have had the same under consideration and recommend that the same do pass.

IVER SOLBERG
 R. R. MORGAN
 G. F. DREW

Senator Aandahl moved that the report of the majority of the Committee on Education on Senate Bill No. 97 be adopted.

Senator Drew made a substitute motion that the report of the Minority of the Committee on Education on Senate Bill No. 97 be substituted for the report of the Majority, which motion prevailed.

Senator Aandahl moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FORTY-NINTH DAY

Bismarck, February 24, 1941.

The Senate convened at 2:00 P. M., Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Adjutant Walter Millar.

Roll Call: All Senators present, except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal has 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 480, strike out the duplicate paragraph at the top of the page.

Page 492, 7th line, change the figure "\$113,488.00" to "\$113,448.00."

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 24, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 24, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

Lieutenant Governor Hagen presented a telegram from Senator Langer acknowledging receipt of two concurrent resolutions.

Senator Beaton presented a communication from a number of barbers in Fargo urging passage of Senate Bills No. 80 and No. 92, which was referred to the Committee on State Affairs.

A communication was received by the Secretary of the Senate from the States Attorney of Renville county urging the senators to support HCR 216 which provides for municipal liquor stores and explaining the success of the municipal liquor store at Mohall, which was referred to the Committee on Corporations.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1,
Senate Bill No. 24,
Senate Bill No. 34,
Senate Bill No. 147,
Senate Bill No. 164,
Senate Bill No. 184,
Senate Bill No. 186,
Senate Bill No. 195,

Senate Bill No. 207.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 27,
Senate Bill No. 159,
Senate Bill No. 180.

And find the same correctly Re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 59,
Senate Bill No. 87,
Senate Bill No. 89.

Were delivered to the Governor for his approval at the hour of 3:07 o'clock, P. M., February 22nd, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that:

Senate Concurrent Resolution "H".

Was delivered to the Secretary of State for his approval at the hour of 3:04 o'clock, P. M., February 22, 1941.

WALTER R. BOND, Chairman.

Senator Gronvold moved that the absent senator be excused, which motion prevailed.

Senator Morgan of Walsh moved that the vote by which Senate Bill No. 95 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Kehoe moved that Senate Bill No. 95 be placed on the calendar, which motion prevailed.

Senator Tweten moved that the rules be suspended and that the action taken by the Senate on Senate Bill No. 181 be reconsidered and that it be placed on the calendar, which motion was declared lost.

The President announced that the Senate would revert to the Fifth Order of Business for the reading of committee reports.

REPORTS OF STANDING COMMITTEE

Mr. President: A Minority of your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 121, have had the same under consideration and recommend that the same do pass.

GOTTLIEB ISAAK
ROB. GREISER
GUST TWETEN
IVER SOLBERG
AXEL OLSON
P. W. BLANK
GUST WOG

Mr. President: A Majority of your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 121, have had the same under consideration and recommend that the same be indefinitely postponed.

E. H. BRANT
M. R. YOUNG
G. I. FETON
FRED G. AANDAHL
G. I. DREW
A. W. FOWLER
M. J. RASCHKO

Senator Olson of Mountrail moved that the report of the minority of the Committee on Tax and Tax Laws on Senate Bill No. 121 be adopted.

Senator Fowler made a substitute motion that the report of the majority of the Committee on Tax and Tax Laws on Senate Bill No. 121 be substituted for the report of the minority, which motion was declared lost.

The question now being on the original motion of Senator Olson of Mountrail that the report of the minority of the Committee on Tax and Tax Laws on Senate Bill No. 121, be adopted, the motion was put and declared carried.

The President called President Pro Tem Young to the Chair.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 21, 1941.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved:

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

And the same have been filed with the Secretary of State.

Sincerely,

JOHN MOSES, Governor.

SECOND READING OF SENATE BILLS

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Twetten

Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Olson, Mountrail	Rue
------------------	-----

So the bill passed and the title was agreed to.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Beaton	Fowler	Page
Blank	Ginter	Raschko
Brant	Guenther	Solberg
Braun	Lavik	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, Renville	Wog
Foss	Olson, McHenry	Young

Those voting in the negative were:

Adam	Hill	Nelson, McKenzie
Bilden	Isaak	O'Brien
Bond	Kamrath	Owings
Drew	Kehoe	Streibel
Greiser	Lofthus	Troxel
Gronvold		

Absent and not voting:

Aandahl	Olson, Mountrail	Rue
---------	------------------	-----

So the bill passed and the title was agreed to.

Senator Thatcher moved that the vote by which Senate Bill No. 152 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	O'Brien
Bond	Fowler	Raschko
Brant	Gronvold	Topp
Braun	Guenther	Troxel
Bridston	Lavik	Watt
Brunsdale	Morgan, Walsh	Young
Feton		

Those voting in the negative were:

Adam	Kamrath	Owings
Bilden	Kehoe	Page
Blank	Lofthus	Solberg
Dahl	Morgan, Richland	Streibel
Drew	Nelson, Dickey	Stucke
Ginter	Nelson, McKenzie	Thatcher
Greiser	Nelson, Renville	Tweten
Hill	Olson, McHenry	Wog
Isaak		

Absent and not voting:

Olson, Mountrail Rue

So the bill was declared lost.

Lieutenant Governor Hagen resumed the Chair.

Senator Owings moved that the vote by which Senate Bill No. 198 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Senator Young requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Young moved that Senate Bill No. 159 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Beaton	Fowler	Page
Bond	Gronvold	Raschko
Brant	Guenther	Solberg
Braun	Hill	Topp
Bridston	Kehoe	Troxel
Brunsdale	Lavik	Tweten
Dahl	Lofthus	Watt

Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Grand Fks.	

Those voting in the negative were:

Adam	Isaak	Olson, McHenry
Bilden	Kamrath	Olson, Mountrail
Blank	Nelson, Dickey	Owings
Ginter	Nelson, McKenzie	Streibel
Greiser	Nelson, Renville	Stucke

Absent and not voting:

Rue	Thatcher
-----	----------

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which Senate Bill No. 159 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Young: Mr. President, I want to explain my vote and have it recorded in the Journal. I am voting "aye" on Senate Bill No. 159 because it provides the necessary machinery to enforce the gas tax exemption, and also it was agreed upon with the Farmers Union who represent the majority of the farmers of North Dakota.

The President announced that if it was found that Senate Bill No. 159 requires a two-thirds majority of the members elected to the Senate, after investigation, that it be stated that Senate Bill No. 159 did not receive the necessary two-thirds constitutional majority.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 24, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

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

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate do now recess for fifteen minutes, which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the fifteen minute recess.

The President announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	Olson, McHenry	

Absent and not voting:

Blank	Nelson, Dickey	Rue
Kamrath	O'Brien	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Streibel moved that the vote by which Senate Bill No. 145 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Braun requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Braun moved that action of the Senate on House Bill No. 140 for indefinite postponement, be reconsidered, which motion prevailed.

Senator Braun moved that House Bill No. 140 be placed on the calendar, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 24, 1941.

Mr. Speaker: The Senate requests return of House Bill No. 140.

W. J. TROUT, Secretary.

Senator Nelson of McKenzie moved that Senate Bill No. 167 be amended as follows:

Page 5, lines 76 and 81, strike out the figure "50" and insert in lieu thereof the figure "25."

Senator Nelson of McKenzie requested a roll call, which request was granted.

The question being on the motion of Senator Nelson of McKenzie to amend Senate Bill No. 167, the roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

ROLL CALL

Those voting in the affirmative were:

Adam	Kamrath	Olson, Mountrail
Bilden	Kehoe	Solberg
Blank	Lofthus	Stucke
Drew	Nelson, Dickey	Thatcher
Ginter	Nelson, McKenzie	Topp
Greiser	Nelson, Renville	Troxel
Isaak	Olson, McHenry	Tweten

Those voting in the negative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	O'Brien
Bond	Fowler	Owings
Brant	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Streibel
Brunsdale	Lavik	Watt
Dahl	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young

Absent and not voting:

Rue

So the motion was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel

Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Streibel moved that the vote by which Senate Bill No. 167, was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Dahl requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Dahl moved that the vote by which Senate Bill No. 198 was lost be reconsidered, which motion prevailed.

Senator Fowler moved that Senate Bill No. 198 be placed on Second Reading, which motion prevailed.

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, McHenry
Adam	Ginter	Owings
Beaton	Gronvold	Raschko
Blank	Guenther	Solberg
Brant	Hill	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young

Those voting in the negative were:

Bond	Kamrath	Olson, Mountrail
Drew	Lofthus	Page
Greiser	Nelson, Dickey	Tweten
Isaak	Nelson, McKenzie	

Absent and not voting:

Bilden Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved that the vote by which Senate Bill No. 198 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 24, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

House Concurrent Resolution "N." A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 24, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

House Bill No. 304. A Bill for an Act Relating to the Eradication of the Weed Indian Hemp, and Providing for the Growth Thereof for Commercial Purposes Under License Issued by the Commissioner of Agriculture, with Penalties Provided.

House Bill No. 252. A Bill for an Act Establishing Standards and Definitions of Milk and Milk Products and Butter;

and Amending Section 2852 of the Compiled Laws of 1913 and Section 2855a1 of the 1925 Supplement of the Compiled Laws of 1913; and Repealing All Acts or Parts of Acts in Conflict Herewith, Providing for the Enforcement of the Provision of This Act and for Penalties for the Violation Thereof and Declaring an Emergency.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

House Bill No. 207. A Bill for an Act Providing for the Refunding of the Real Estate Bonds of the State of North Dakota, the Issuance of Refunding Bonds by the Industrial Commission, Prescribing the Terms and Conditions Hereof, Providing for Their Sale, Exchange and Delivery, Establishing the "Refunding Bond Fund" and the "Refunding Bond Interest Fund," Providing for Annual Tax Levies, Providing for the Retirement and Payment of North Dakota's Outstanding Real Estate Bonds, Chapter 154 of the Session Laws of 1919 (Sections 2290b1 to 2290b16 Inclusive, 1925 Supplement to the 1913 Compiled Laws), Chapter 292 Session Laws of 1923 (Sections 2290c1 to 2290c15, Inclusive, 1925 Supplement to the Compiled Laws), Chapter 182, Session Laws of 1929, Chapters 101 and 102 Session Laws of 1931, Chapter 90, Session Laws of 1933, and Amendments to the Same, Transferring Assets and Funds Securing North Dakota Bonds for the Use of Refunding Bonds and Interest Thereon; Repealing All Acts or Parts of Acts Inconsistent With the Provisions of This Enactment; and Declaring an Emergency.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 24, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

Which the House has amended as follows:

Strike out all words after the words "A Bill" and add the following amendment: For an Act to Permit Sales of Total Assets and Reorganizations of Corporations When Authorized by a Two-thirds Vote of Stockholders or Members, to Validate Past Sales and Reorganizations Where Such Two-thirds Vote Has Authorized Same and to Declare an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. A private corporation organized under the laws of this State may sell, lease, exchange or otherwise dispose of all or substantially all of its property and assets including its good will, upon such terms and conditions and for such considerations, which may be money, stocks, bonds, or other instruments for the payment of money or other property, or considerations, as its Board of Directors deems expedient, when and as authorized by a two-thirds affirmative vote of the issued and outstanding stock, both preferred and common as separate classes, or its members, given at a regular or special meeting of such stockholders or members called for that purpose. The authority granted hereby shall be construed to include the transfer or conveyance of such property or assets to carry out any plan for the reorganization of the corporation, whether such reorganization contemplates the organization of a new corporation or contemplates a merger or consolidation with an existing corporation or corporations.

Section 2. Any such proceedings heretofore had or authorized by such two-thirds vote shall be in all things deemed legal and binding upon all stockholders or members unless within ninety days after this Act takes effect, non-assenting stockholders or members shall by action to enjoin or by other appropriate judicial process question the legality of the sale or authorization.

Section 3. This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

C. R. VERRY, Chief Clerk.

Senator Brant requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Brant moved that Senate Concurrent Resolution No. 2 be placed at the head of the calendar, which motion prevailed.

Senator Fowler moved that the Senate be on the Fifteenth Order of Business, announcements, which motion prevailed.

Senator Fowler moved that at the completion of the announcements that Senate Bills Nos. 205, 164, 176, 184, 147, 195 and 1 be placed on Second Reading, and that after these bills have been read the second time, the Senate stand recessed until 8:00 P. M., which motion prevailed.

The Secretary read Senate Bills Nos. 205, 164, 176, 184, 147, 195 and 1 after which the Senate stood recessed pursuant to the motion of Senator Fowler, until 8:00 P. M.

W. J. TROUT, Secretary.

The Senate reconvened at 8:00 P. M., pursuant to recess taken.

The President announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution 2. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 37; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Solberg
Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Morgan, Richland	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Wog
Fess		

Those voting in the negative were:

Bridston	Morgan, Walsh	Page
Flatt	Nelson, Grand Fks.	Watt
Fowler	O'Brien	Young
Lofthus		

Absent and not voting:

Raschko	Rue
---------	-----

So the resolution was declared adopted.

Senator Brant moved that the vote by which Senate Concurrent Resolution No. 2 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 144. A Bill for an Act to Amend and Re-enact Section 499 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 212 of the 1931 Session Laws of the State of North Dakota Relating to Who Exempt from Employing a Registered Pharmacist and Providing for Sale by Certain Retailers of Emergency Household Medicines and Poisons.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Thatcher

Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Flatt	Raschko	Rue
Nelson, Grand Fks.		

So the bill passed and the title was agreed to.

Senator Wog moved that the vote by which Senate Bill No. 144 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax.

Senator Fowler moved that further consideration of Senate Bill No. 40 be laid over one legislative day, which motion prevailed.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Ginter	Nelson, McKenzie
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, Mountrail
Bond	Guenther	Owings
Brant	Hill	Page
Braun	Isaak	Streibel
Brunsdale	Kamrath	Stucke
Dahl	Kehoe	Thatcher
Feton	Lavik	Topp
Flatt	Lofthus	Watt
Foss	Nelson, Dickey	Wog
Fowler	Nelson, Grand Fks.	Young

Those voting in the negative were:

Aandahl	Morgan, Richland	Solberg
Blank	Morgan, Walsh	Troxel
Bridston	Nelson, Renville	Tweten
Drew	Olson, McHenry	

Absent and not voting:

Raschko	Rue
---------	-----

So the bill passed and the title was agreed to.

Senator Bond moved that the vote by which Senate Bill No 175 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 27. A Bill for an Act Making an Appropria-

tion for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Brant	Isaak	Solberg
Bond	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Raschko Rue

So the bill passed and the title was agreed to.

Senator Flatt moved, that the vote by which Senate Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Was read the second 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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog

Foss Nelson, McKenzie Young
 Fowler

Those voting in the negative were:

Page

Absent and not voting:

Raschko Rue

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which Senate Bill No. 24 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt moved that Senate Bill No. 1 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Flatt 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.

Senator Gronvold moved that Senate Bill No. 65 be amended as follows:

In the title, strike out the words "theaters, movies."

Line 2, strike out the word "show."

Line 3, strike out the word "theater."

Line 9, strike out the words "theater or show."

Which motion was declared lost.

Senator Gronvold moved that further consideration of

Senate Bill No. 65 be indefinitely postponed, which motion was declared lost.

Senator Drew moved that Senate Bill No. 65 be amended as follows:

Line 2, after the word "admission" insert the words "for adults."

Line 11, page 2, after the word "admission" insert the words "for adults."

Senator Nelson of Grand Forks made a substitute motion that further consideration of Senate Bill No. 65 be laid on the table, which motion was declared lost.

The question being on the original motion of Senator Drew to amend Senate Bill No. 65, the motion was put and was declared lost.

Senate Bill No. 65. A Bill for an Act Imposing a Tax Upon Tickets for Admission to All Theaters, Movies, Pin Alleys, Ball Alleys, and Other Places of Amusement; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 21; absent and not voting 1.

Those voting in the affirmative were:

Adam	Isaak	Olson, Mountrail
Bilden	Kamrath	Owings
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Nelson, Dickey	Thatcher
Ginter	Nelson, McKenzie	Troxel
Greiser	Nelson, Renville	Tweten
Hill	Olson, McHenry	Watt

Those voting in the negative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	O'Brien
Blank	Fowler	Page
Braun	Gronvold	Raschko
Bridston	Guenther	Topp
Brunsdale	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Solberg moved that the vote by which Senate Bill No. 65 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Dahl: Mr. President, this is one time that I want to explain my vote and have it recorded in the journal. I do not fully agree with the principles of this bill but it is at least one revenue measure dedicated to helping the aged, and I vote "Aye".

Senate Bill No. 186. A Bill for an Act Removing Statutory

Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 28; nays, 19; absent and not voting 2.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Beaton	Fowler	O'Brien
Blank	Ginter	Raschko
Bond	Gronvold	Thatcher
Braun	Guenther	Topp
Bridston	Kehoe	Troxel
Brunsdale	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Adam	Lofthus	Owings
Bilden	Nelson, Dickey	Page
Dahl	Nelson, McKenzie	Solberg
Greiser	Nelson, Renville	Streibel
Hill	Olson, McHenry	Stucke
Isaak	Olson, Mountrail	Tweten
Kamrath		

Absent and not voting:

Brant Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Brant moved that the vote by which Senate Bill No. 186 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Bridston moved that the Senate stand recessed for five minutes, which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the five minute recess.

Senator Dahl requested that the Senate be on the eighth order of business which request was granted.

Senator Dahl moved that the vote by which Senate Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Nelson of Grand Forks requested that the Senate be on the fifth order of business, which request was granted.

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Insurance to whom was referred Senate Bill No. 171, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred Senate Bill No. 163, have had the same under consideration and recommend that the same be indefinitely postponed.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: The majority of your Committee on Temperance to whom was referred Senate Bill No. 84, have had the same under consideration and recommend that the same be indefinitely postponed.

N. N. NELSON, Chairman
A. N. LAVIK
J. L. FLATT
W. J. BRAUN
JOHN J. ADAM
OTTO TOPP

Mr. President: The minority of your Committee on Temperance to whom was referred Senate Bill No. 84, have had the same under consideration and recommend that the same do pass.

C. P. DAHL
WALTER TROXEL
ED. A. HILL
R. A. OWINGS
WM. KAMRATH

Senator Nelson of Grand Forks moved that the report of the majority of the Committee on Temperance on Senate Bill No. 84 be adopted.

Senator Troxel made a substitute motion that the report of the minority of the Committee on Temperance on Senate Bill No. 84 be substituted for the report of the majority.

Senator O'Brien moved the previous question, which motion prevailed.

A roll call was requested and granted.

ROLL CALL

The question being on Senator Troxel's motion that the report of the minority be substituted for the report of the majority, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Page
Adam	Greiser	Raschko
Beaton	Hill	Solberg
Bilden	Kamrath	Streibel
Blank	Kehoe	Stucke
Bond	Lofthus	Thatcher
Brant	Nelson, Dickey	Topp
Brunsdale	Nelson, McKenzie	Troxel
Dahl	Nelson, Renville	Tweten
Drew	Olson, McHenry	Watt
Feton	Olson, Mountrail	Wog
Flatt	Owings	Young
Fowler		

Those voting in the negative were:

Braun	Guenther	Morgan, Walsh
Bridston	Isaak	Nelson, Grand Fks.
Foss	Lavik	O'Brien
Gronvold	Morgan, Richland	

Absent and not voting:

Rue

So the motion of Senator Troxel to substitute the report of the minority for the report of the majority on Senate Bill No. 84 prevailed.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 158, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A majority of your Committee on State Affairs to whom was referred Senate Bill No. 166, have had the same under consideration and recommend that the same be amended as follows:

Section 6, line 108, strike out the figures \$35,000 and insert in lieu thereof the figures \$15,000.

J. B. BRIDSTON, Chairman
 J. L. FLATT
 A. N. LAVIK
 HARRY O'BRIEN
 N. N. NELSON
 G. F. DREW
 A. W. FOWLER
 C. N. BRUNSDALE
 GUST WOG

Mr. President: A minority of your Committee on State Affairs to whom was referred Senate Bill No. 166, have had the same under consideration and recommend that the same be indefinitely postponed.

ROB. GREISER
 R. A. OWINGS
 R. M. STREIBEL
 AXEL OLSON

Senator Bridston moved that the report of the majority of the Committee on State Affairs on Senate Bill No. 166 be adopted.

Senator Greiser made a substitute motion that the report of the minority of the Committee on State Affairs on Senate Bill No. 166 be substituted for the report of the majority, which motion was declared lost.

The question being on the original motion of Senator Bridston that the report of the majority on Senate Bill No. 166 be adopted, the motion was put and declared carried.

MESSAGE FROM THE GOVERNOR

February 24, 1941.

To the Senate of the State of
 North Dakota:

This is to notify you that I have approved:

Senate Bill No. 59. A Bill for an Act to Amend and

Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing on Option in Certain Cases.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large, and Declaring an Emergency.

And the same have been filed with the Secretary of State.

Sincerely,
JOHN MOSES, Governor.

SECOND READING OF SENATE BILLS

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Owings
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Solberg
Bridston	Kehoe	Streibel
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Those voting in the negative were:

Adam

Absent and not voting:

Nelson, Grand Fks. Rue Stucke

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Streibel moved that the vote by which Senate Bill No. 111 was passed be reconsidered and the motion to reconsider be laid on the table.

Senator Greiser requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Greiser moved that Senate Bills Nos. 176, 184 and 195 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act to Repeal Section 2212 of the 1925 Supplement to the 1913 Compiled Laws, as Said Act Is Amended by Chapter 271 of the Laws of 1927 and Re-amended by Chapter 121 of the Laws of 1931, Relating to the Duties of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance, and Declaring an Emergency.

Was read the second time.

Senator Raschko moved that further consideration of Senate Bill No. 71 be laid on the table, which motion prevailed.

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Flatt moved that the vote by which Senate Bill No. 205 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Flatt requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Flatt moved that Senate Bill No. 207 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Ginter	Nelson, Renville
Beaton	Gronvold	O'Brien
Blank	Guenther	Olson, McHenry
Braun	Kamrath	Raschko
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Drew	Morgan, Richland	Topp
Flatt	Morgan, Walsh	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Aandahl	Isaak	Page
Bond	Lofthus	Solberg
Dahl	Nelson, Dickey	Streibel
Feton	Olson, Mountrail	Troxel
Hill	Owings	Watt

Absent and not voting:

Bilden	Greiser	Rue
Brant		

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which Senate Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt: Mr. President, I am going to vote "No" on this bill for the reason that it allows this Board to collect license fees and spend them any way they see fit. These funds should be turned in to the State Treasurer and show the

public what they are spending and how they are spending it. You have the same situation with the Poultry Board. As long as they can spend it any way they see fit, I vote "No".

Senator Olson of Mountrail moved that Senate Bill No. 206 be amended as follows:

Page 4, line 72 after the word law, strike out the rest of the line and all of lines 73, 73a and 74, which motion was declared lost on a division vote.

Senator Wog moved that Senate Bill No. 206 be placed at the foot of the calendar, which motion prevailed.

Senator Fowler moved that Senate Bills Nos. 207, 95, 34 and 208 be placed on second reading and that at the conclusion of the second reading of these bills the Senate stand recessed until 10:00 A. M., February 25th, which motion prevailed.

The Secretary read Senate Bills Nos. 207, 95, 34 and 208, after which the Senate stood recessed pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FORTY-NINTH DAY AFTER RECESS
AND FIFTIETH DAY

Bismarck, February 25, 1941.

The Senate reconvened at 10:00 A. M. pursuant to recess taken February 24th, with Lieutenant Governor Hagen presiding.

The president announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 3; absent and not voting 7.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Blank	Gronvold	Olson, McHenry
Bond	Guenther	Olson, Mountrail
Brant	Hill	Owings
Braun	Isaak	Page
Bridston	Kamrath	Raschko
Brunsdale	Kehoe	Streibel
Dahl	Lavik	Stucke
Drew	Lofthus	Troxel
Feton	Morgan, Richland	Watt
Flatt	Morgan, Walsh	Wog
Foss	Nelson, Grand Fks.	Young

Those voting in the negative were:

Solberg	Thatcher	Tweten
Absent and not voting:		
Beaton	Nelson, Dickey	Rue

Bilden
Greiser

O'Brien

Topp

So the bill passed and the title was agreed to.

Senator Hill moved that the vote by which Senate Bill No. 208 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 180. A Bill for an Act Amending and Re-enacting Section 3 and Repealing Section 4 of the Initiated Act Approved by the People of the State of North Dakota, June 29, 1932, Relating to and Fixing the Salaries of County Officials Hereafter Elected; Auditor, Treasurer, Sheriff, Superintendent of Schools, Register of Deeds, County Judge, and Clerk of the District Court.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 28; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Adam	Guenther	Owings
Blank	Hill	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Grand Fks.	Wog
Fowler	Olson, Mountrail	Young
Ginter		

Those voting in the negative were:

Aandahl	Isaak	Olson, McHenry
Bond	Lofthus	Page
Dahl	Nelson, McKenzie	Streibel
Foss	Nelson, Renville	Watt
Gronvold		

Absent and not voting:

Beaton	Greiser	Rue
Bilden	Nelson, Dickey	Topp
Brunsdale	O'Brien	

So the bill was declared lost for want of a constitutional majority.

Senator Morgan of Walsh moved that Senate Bill No. 147 be amended as follows:

Change Section 39 to read as follows: "Section 39—POWER TO MAKE AGREEMENTS.) "Whenever it shall appear to the governing body of any city, village or township that the best interests of said city, village or township will be served, said governing body may enter into a contract or agreement with the County Welfare Board in the county where said city, village or township is situated to perform and discharge all of the duties and responsibilities imposed upon overseers of the poor by this act.

Section 40—EFFECTIVE DATE.) This act shall be effective and in force on and after January 1, 1942.

Renumber Section 39 to read 41.

Renumber all lines accordingly.”

Which motion was declared lost.

Senator Young moved that Senate Bill No. 147 be amended as follows:

Add a new section as follows: “Section 40. The provisions of this Act shall not become operative or effective unless and until the Board of County Commissioners of such county, by resolution, shall declare the same to be operative in such county,”

Which motion prevailed on a rising vote.

Senator Fowler moved a further amendment to Senate Bill No. 147 as follows:

Add a new section as follows: “Section 41. This Act shall be effective on, and after January 1st, 1942.”

Which motion was withdrawn by Senator Fowler.

Senator Young moved that the rules be suspended and that Senate Bill No. 147 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 147. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of the County Commissioners, Township Supervisors, City Commissioners, City Councilmen and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof; Providing for County Welfare Boards; Providing for Financial Responsibility of Counties and Local Subdivisions for the Aid to Needy Persons; Prescribing Method for Distribution of Funds by Public Welfare Board of North Dakota to Counties; and Repealing Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapters 119 and 123 of the Session Laws of 1935, and Chapters 124 and 126 of the Session Laws of North Dakota for 1939, and All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Renville
Bilden	Fowler	Olson, McHenry
Blank	Gronvold	Solberg
Bond	Guenther	Stucke
Brant	Kamrath	Thatcher
Braun	Kehoe	Troxel
Brunsdale	Lavik	Tweten
Drew	Morgan, Richland	Watt
Feton	Nelson, Dickey	Young
Flatt	Nelson, Grand Fks.	

Those voting in the negative were:

Adam	Isaak	Owings
Beaton	Lofthus	Page
Bridston	Morgan, Walsh	Raschko

Dahl	Nelson, McKenzie	Streibel
Ginter	O'Brien	Topp
Hill	Olson, Mountrail	Wog

Absent and not voting:

Greiser	Rue
---------	-----

So the bill passed and the title was agreed to.

Senator Brant moved that the vote by which Senate Bill No. 147 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 34. 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.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Kamrath	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Those voting in the negative were:

Bond	Isaak	Watt
Brant	Page	

Absent and not voting:

Greiser	Rue
---------	-----

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which Senate Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Brunsdale moved that Senate Bill No. 95 be amended as follows:

Strike out the period after the word "property" in line 49 on page 4 of the bill, and substitute therefor a comma and then add:

"Provided, however, that the value of any such leasehold interest shall in no case exceed the cash rental value of the real property."

Which motion prevailed.

Senator Brunsdale moved that the rules be suspended and that Senate Bill No. 95 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 95. A Bill for an Act to Provide for the Taxation of Leasehold, Equitable, and Executory Interests in Real Property, of Which the Principal Estate is Exempt; to Provide for the Creation of a Lien in Favor of the State as Security for the Payment of Such Taxes; to Provide for the Mode of Foreclosing Such Lien; to Impose Duty to Collect Such Taxes; to Make Officials Liable for Neglect of Such Duty; to Repeal Section 2118 of the North Dakota 1913 Compiled Laws and All Acts and Parts of Acts in Conflict with This Act; and to Create an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Bond	Guenther	Nelson, McKenzie
Brant	Hill	O'Brien
Braun	Isaak	Owings
Bridston	Kehoe	Page
Brunsdale	Lavik	Raschko
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Watt
Foss	Nelson, Grand Fks.	Wog
Gronvold		

Those voting in the negative were:

Aandahl	Ginter	Solberg
Adam	Greiser	Streibel
Beaton	Kamrath	Stucke
Bilden	Nelson, Dickey	Thatcher
Blank	Nelson, Renville	Tweten
Flatt	Olson, McHenry	Young
Fowler	Olson, Mountrail	

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Gronvold moved that the vote by which Senate Bill No. 95 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$25,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings And Other Improvements Necessary to Carry Out the Purposes of this Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating A Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of

Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 19; nays, 28; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Beaton	Guenther	O'Brien
Braun	Hill	Olson, McHenry
Bridston	Morgan, Richland	Page
Drew	Nelson, Grand Fks.	Stucke
Flatt	Nelson, McKenzie	Topp
Fowler	Nelson, Renville	Young
Gronvold		

Those voting in the negative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Thatcher
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Wog
Foss		

Absent and not voting:

Rue

Passed:

Watt

So the bill was declared lost.

Senator Blank moved that the vote by which Senate Bill No. 207 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Senator Watt requested that he be excused from voting on Senate Bill No. 207, which request was granted.

Senator Fowler asked that the Senate be on the Fifth Order of Business, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 92, have had the same under consideration and recommend that the same be placed on calendar without committee recommendation.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred Senate Bill No. 80, have had the same under consideration and recommend that the same be placed on calendar without committee recommendation.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways to whom was referred Senate Bill No. 182, 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 the following:

AMENDMENT TO SENATE BILL NO. 182

Introduced by Senators Streibel, Wog and Olson of Mountrail.

A Bill for an Act amending and reenacting Section 25 of Chapter 164 of the Session Laws of 1933, providing for the collection of certificate and permit fees and providing for an identification tag fee from carriers by motor vehicle, except passenger common carriers who pay the seat tax under Chapter 180 of the Session Laws of 1935.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION (1) AMENDMENT. Section 25 of Chapter 164 of the Session Laws of 1933, be and the same is hereby amended and re-enacted to read as follows:

SECTION 25. (a) Every common motor carrier and every contract carrier of property and/or passengers now operating, or which shall hereafter operate as such common or contract carrier in this state, shall at the time of making application for certificate of public convenience and necessity, or permit, and annually thereafter, on or before April 15th of each calendar year, pay a fee of not less than \$15.00, nor more than \$150.00, to be fixed by the Commission in each instance.

Miscellaneous fees shall be as follows:

Application for transfer of certificate of public convenience and necessity, or permit.....	\$10.00
Application for the mortgaging of a certificate of public convenience and necessity.....	\$5.00
Application for the issuance of a duplicate certificate of public convenience and necessity.....	\$3.00
Copy of all records of the Commission pertaining to auto transportation companies, per 100 words or portion thereof15

(b) Every motor carrier who under the statutes of this state must register with or secure a permit or certificate of public convenience and necessity from the Public Service Commission, except common carriers of passengers who pay the motor bus seat tax provided for under the provisions of Chapter 180 of the Session Laws of 1935, shall at the time of securing such certificate or permit, and annually thereafter on or before April 15th of each calendar year, secure from the Commission an identification tag for each motor vehicle operated within this state, which shall be in the form, color combination, lettering and numbering as provided by said Commission; provided, however, that the identification tag for each type of carrier licensed by the Commission shall

be identified in a different manner from that of each other type of carrier. That the Public Service Commission shall collect a fee of \$15.00 for each such identification tag. It shall be unlawful for any motor carrier to operate within this state without such identification tag attached to each vehicle owned and/or operated by such carrier. That the said identification plate shall be secured from the Registrar of Motor Vehicles upon request from the Public Service Commission and mailed to the applicant therefor by the Registrar of Motor Vehicles, provided that the identification tag fee herein provided for shall be in lieu of the additional fee of \$25.00 required of motor trucks used for commercial freighting by the provisions of Chapter 180 of the Session Laws of 1935.

(c) For the purpose of carrying out the provisions of this act there is hereby created in the State Treasury a state fund to be known as the "Auto Transportation Fund." All fees collected by the Commission, as herein provided, shall be paid into the State Treasury monthly and shall be credited to the said "Auto Transportation Fund" to the use of the Commission and shall be paid out upon proper voucher and audit by the State Auditing Board and used only for the expenses of said Commission in administering and enforcing the provisions of this act in the regulation and supervision of the carriage of property and passengers by motor vehicle.

And when so amended recommend the same be passed.

GUST WOG, Chairman.

Senator Raschko moved that the report of the Committee on Highways on Senate Bill No. 182 be adopted, and printed in the Journal, without reading, which motion prevailed.

Mr. President: Your Committee on Highways to whom was referred Senate Bill No. 209, have had the same under consideration and recommend that the same be indefinitely postponed.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways to whom was referred Senate Bill No. 210, have had the same under consideration and recommend that the same be indefinitely postponed.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to return:

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Which the Senate has requested.

C. R. VERRY, Chief Clerk.

Senator Bridston moved that the Senate do now recess until 1:00 P. M., which motion prevailed and the Senate stood recessed.

The Senate reconvened at 1:00 P. M., pursuant to recess taken.

The President announced that the Senate would be on the Seventh Order of Business.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 211. A Bill for an Act to Amend and Re-enact Subsection 2 of § 3 of Chapter 181 of the Session Laws of 1933, 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 time and referred to the Committee on Corporations.

The Committee on Delayed Bills introduced:

Senate Bill No. 212. A Bill for an Act Relating to National and State Defense, Providing for the Establishment of a State Council of Defense and Prescribing the Powers and Duties Thereof; and Declaring an Emergency.

Was read the first time.

Senator Owings objected to the introduction of Senate Bill No. 212, and Senate Bill No. 212 was ordered laid over one legislative day by the President.

The Committee on Delayed Bills introduced:

Senate Bill No. 213. A Bill for an Act Making it Unlawful for Any State Official or Employee to Receive More Compensation Than Is Authorized by Law and Providing a Penalty.

Was read the first time.

Senator Owings objected to the introduction of Senate Bill No. 213 and Senate Bill No. 213 was ordered laid over one legislative day by the President.

FIRST READING OF SENATE RESOLUTIONS
SENATE CONCURRENT RESOLUTION "O"

Introduced by Senators Wog and Dahl

MILITARY HIGHWAYS

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

WHEREAS, The national defense agencies of the Federal Government have designated 985 miles of the North Dakota State Highway System as being highways of major importance in the defense emergency now facing this nation, and

WHEREAS, Surveys of this strategic military mileage have been made by the Public Roads Administration co-operating with the North Dakota Highway Department through the State-Federal Highway Planning Survey, said surveys disclosing that an important part of this mileage is still a dry-gravel road without a dustless surface, and other portions of the mileage are obsolete so that a substantial part of the designated mileage must be built to present day standards to provide for the movement of vast quantities of munitions and supplies and large numbers of men necessary for the effective operation of the defense forces of the national government, and

WHEREAS, It is estimated that to bring the strategic military network of highways in North Dakota to the minimum standards required to meet the defense program of the United States will cost approximately \$20,600,000, and

WHEREAS, The North Dakota Highway Department has available during the coming biennium an estimated amount of less than \$1,000,000 of State funds that may be available for matching regular Federal Aid funds for expenditure on the strategic network of highways, the State funds thus available being collected from road use taxes on the motor vehicle owners of the State of North Dakota, and

WHEREAS, The North Dakota Highway Department is confronted with a serious shortage of available revenue to meet the normal demands of highway construction and maintenance on the State highway system, it being estimated that in addition to the cost of standardizing the 985 miles of the strategic network it would require an additional expenditure of approximately \$21,000,000 to bring other portions of the State highway system to modern minimum standards, and

WHEREAS, The Federal Government is now collecting in North Dakota through Federal gasoline taxes, lubricating oil taxes, and other excise taxes on the operation of motor vehicles, a sum substantially greater than the amount returned to North Dakota as Federal highway aid, and

WHEREAS, The North Dakota Highway Department contemplates co-operating with the Federal Government in improvement of the strategic military network so far as available funds will permit and the improvement of other sections of the State highway system may be deferred, and intends to co-operate with the Federal Government in every way possible by using its engineering facilities in preparing surveys, plans and specifications for a strategic network of military highways, and

WHEREAS, The State of North Dakota is unable to provide any material increase in the amount of State funds available for matching regular Federal Aid funds on highway construction and it is not feasible to accomplish the improvement of the strategic military network of highways on the present basis of matching Federal Aid funds with State funds;

NOW THEREFORE, BE IT RESOLVED By the Senate of the Twenty-seventh Legislative Assembly, the House concurring, that the Congress of the United States be respectfully requested to give early and deliberate consideration to the need for emergency appropriations to expedite the construction of roads on the strategic military network, said funds to be appropriated for expenditure through the same agencies as regular Federal Aid and to be allocated among the several States on the same basis as regular Federal Aid at the present time, and

BE IT FURTHER RESOLVED That the Congress be respectfully requested to make such appropriations as may be necessary for improvement of the strategic military network available for expenditure on a basis that will reduce to a minimum the funds required by the States to carry out such defense program.

BE IT FURTHER RESOLVED, That copies of this Resolution be sent to the President of the United States and to each member of the North Dakota Congressional delegation.

Was read the first time and referred to the Committee on Highways.

Senator Fowler requested that the Senate be on the Eighth Order of Business, which request was granted.

Senate Fowler moved that the action by which the Senate laid over Senate Bill No. 40 for one legislative day, be reconsidered, which motion prevailed.

Senator Fowler moved that the action by which the Senate concurred in the House amendments to Senate Bill No. 40 be reconsidered, which motion prevailed.

Senator Page moved that any bills accepted by the Committee on Delayed Bills be not printed, which motion prevailed.

A communication was read by the Secretary from Governor John Moses explaining his veto of House Bill No. 145. This communication was referred to the Committee on Ways and Means, by the President.

Senator Wog moved that Senate Bill No. 206 be amended as follows:

In section two, line seven, strike out the word "fifteen" and insert the word "forty," which motion prevailed.

Senator Wog moved that the rules be suspended and that Senate Bill No. 206 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers

and Duties of the County Officers Provided for Thereunder. Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays, 13; absent and not voting 2.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Dickey
Adam	Ginter	Nelson, Grand Fks.
Beaton	Greiser	Nelson, Renville
Bilden	Gronvold	O'Brien
Bond	Guenther	Olson, McHenry
Braun	Isaak	Page
Bridston	Kamrath	Raschko
Brunsdale	Kehoe	Troxel
Drew	Lavik	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young
Foss		

Those voting in the negative were:

Blank	Nelson, McKenzie	Streibel
Brant	Olson, Mountrail	Stucke
Dahl	Owings	Thatcher
Hill	Solberg	Tweten
Lofthus		

Absent and not voting:

Rue	Topp
-----	------

So the bill passed and the title was agreed to.

Senator Page moved that the vote by which Senate Bill No. 206 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan of Walsh requested that the Senate be on the fifth order of business, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Corporations, to whom was referred Senate Bill No. 211, have had the same under consideration and recommend that the same be indefinitely postponed.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bridston moved that the Senate reconsider its action in laying over one legislative day the reports of the Committee on State Affairs on Senate Bills Nos. 156 and 157, which motion prevailed.

Senator Bridston moved that the report of the majority of the Committee on State Affairs on Senate Bill No. 157, as printed on page 487 of the senate Journal, be adopted.

Senator Olson of Mountrail made a substitute motion that the report of the minority of the Committee on State Affairs on Senate Bill No. 157 be substituted for the report of the majority, which motion was declared lost.

The question now being on the original motion of Senator Bridston that the report of the Majority of the Committee

on State Affairs on Senate Bill No. 157 be adopted, the motion was put and declared carried, on a division vote.

Senator Bridston moved that the report of the majority of the Committee on State Affairs on Senate Bill No. 156 as printed on page 487 of the Senate Journal, be adopted.

Senator Olson of Mountrail made a substitute motion that the report of the minority of the Committee on State Affairs on Senate Bill No. 156 be substituted for the report of the majority, which motion prevailed, on a division vote.

Senator Hill moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FIFTIETH DAY

Bismarck, February 25, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Adjutant Walter Millar.

Roll Call: All Senators present except Rue.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 144. A Bill for an Act to Amend and Re-enact Section 499 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 212 of the 1931 Session Laws of the State of North Dakota Relating to Who Exempt from Employing a Registered Pharmacist and Providing for Sale by Certain Retailers of Emergency Household Medicines and Poisons.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 65. A Bill for an Act Imposing a Tax Upon Tickets for Admission to All Theaters, Movies, Pin Alleys, Ball Alleys, and Other Places of Amusement; Declaring an Emergency.

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 2. A Concurrent Resolu-

tion Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

Which the Senate has adopted.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Senate Bill No. 191. A Bill for an Act to Repeal Chapter 120 of the Session Laws of 1915 Relating to Poor Relief Fund Transfer.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

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

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act

to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

Senate Bill No. 186. A Bill for an Act Removing Statutory

Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

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

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-seventh day after recess and the Forty-ninth day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Thatcher presented a communication from the county commissioners of Bottineau county urging passage of House Bill No. 79 relieving the counties of the cost of institutional care, which was referred to the Committee on Tax and Tax Laws.

The President of the Senate presented a petition from thirty-four residents of Drayton urging the necessary steps to insure a continuation of proper finances provided by the state to bear the cost of schools, which was referred to the Committee on Tax and Tax Laws.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 74,
Senate Bill No. 79,
Senate Bill No. 161,
Senate Bill No. 166,
Senate Bill No. 172,
Senate Bill No. 179,
Senate Bill No. 188,
Senate Bill No. 192.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Memorial Resolution "G".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution No. 3.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 95,
Senate Bill No. 182.

And find the same correctly engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 147.

And find the same correctly re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Senator Gronvold moved that the absent senator be excused, which motion prevailed.

Senator Bridston moved that the Senate do concur in the House amendment to Senate Bill No. 100 and that it be placed at the foot of the calendar, which motion prevailed.

Senator Fowler moved that further action on Senate Bill No. 40 be delayed one legislative day, which motion prevailed.

Senator Fowler moved that Senate Bills Nos. 155, 192, 79 and 188 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Those voting in the negative were:

Isaak

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved that the vote by which Senate Bill No. 155 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Raschko moved that the vote by which Senate Bill No. 192 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, McHenry
Adam	Ginter	Olson, Mountrail
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kamrath	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, Renville	Young

Those voting in the negative were:

Nelson, Dickey	Nelson, McKenzie	O'Brien
----------------	------------------	---------

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, McHenry
Adam	Ginter	Olson, Mountrail
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Morgan, Richland	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young

Those voting in the negative were:

Isaak	Nelson, Dickey	O'Brien
-------	----------------	---------

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 188 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Kehoe moved that Senate Bill No. 176 be amended as follows:

Page 34, line 690, strike out the period after the word "bill", insert a comma and this language "Provided, however, that any employee proposed to serve on, or for, any county welfare board, shall be ineligible to serve until his appointment has first been approved by the Board of County Commissioners of the county of such county welfare board and that no employee of any such county welfare board may be removed without the consent and approval of such Board of County Commissioners," which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 176 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 176. A Bill for an Act Establishing a State-Wide Merit System for the State of North Dakota, Defining the Terms Used in Said Act, Establishing a Merit System Council; Providing for the Appointment of a Supervisor; Providing Duties for Said Council and for Said Supervisor; Providing for the Enactment of Rules by the Council; Providing a Classified and Unclassified Service for the Employees of the State of North Dakota and Its Agencies; Providing the Status for Present Employees; Providing for a Classification Plan, a Compensation Plan and for Class Titles; Providing for the Allocation and Re-allocation of Positions and Amendments for a Classification Plan; Providing Methods for the Establishment of Registers and Filling Vacancies by Examination and Promotion; Providing Rules for the Conduct of Examinations and for Various Types of Appointments, Including Seasonal; Probationary and Extraordinary Appointments; Providing for Transfer and Assignment Within the State Service and for Service Standards and Ratings; Providing for Leaves of Absence, Vacation and Sick Leave; Providing Rules Governing Layoffs, Suspensions, Dismissals; Providing a System of Appeals; Prohibiting Political Activities; Prohibiting Certain Acts; Providing for the Enforcement of This Act and for Penalties for Violation of Terms Thereof; Making an Appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 15; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Braun	Fowler	O'Brien
Bridston	Gronvold	Raschko
Drew	Guenther	Topp
Flatt	Kehoe	Troxel
Foss	Nelson, Grand Fks.	Wog

Those voting in the negative were:

Aandahl	Greiser	Olson, McHenry
Adam	Hill	Olson, Mountrail
Beaton	Isaak	Owings
Bilden	Kamrath	Page
Blank	Lavik	Solberg
Bond	Lofthus	Streibel
Brant	Morgan, Richland	Stucke
Brunsdale	Morgan, Walsh	Thatcher
Dahl	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill was declared lost.

Senator Greiser moved that the vote by which Senate Bill

No. 176 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Tweten: Mr. President, I want to explain my vote and have it recorded in the Journal. I am voting "No" on this bill, because I do not believe this is a time to set up another Board with a \$30,000 appropriation when we need Old Age Assistance and relief for the poor, therefore I vote "No."

Senator Dahl moved that the Senate do now recess for fifteen minutes, which motion prevailed, and the Senate stood recessed.

The Senate reconvened at the expiration of the fifteen minute recess.

Senator Young moved that Senate Bill No. 184 be placed at the foot of the calendar, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Senate Bill No. 95. A Bill for an Act to Provide for the Taxation of Leasehold, Equitable, and Executory Interests in Real Property, of Which the Principal Estate is Exempt; to Provide for the Creation of a Lien in Favor of the State

as Security for the Payment of Such Taxes; to Provide for the Mode of Foreclosing Such Lien; to Impose Duty to Collect Such Taxes; to Make Officials Liable for Neglect of Such Duty; to Repeal Section 2118 of the North Dakota 1913 Compiled Laws and All Acts and Parts of Acts in Conflict with This Act; and to Create an Emergency.

Senate Bill No. 147. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of the County Commissioners, Township Supervisors, City Commissioners, City Councilmen and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof; Providing for County Welfare Boards; Providing for Financial Responsibility of Counties and Local Subdivisions for the Aid to Needy Persons; Prescribing Method for Distribution of Funds by Public Welfare Board of North Dakota to Counties; and Repealing Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapters 119 and 123 of the Session Laws of 1935, and Chapters 124 and 126 of the Session Laws of North Dakota for 1939, and All Acts or Parts of Acts in Conflict Herewith.

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

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Blank	Foss	O'Brien
Bond	Fowler	Page
Brant	Gronvold	Raschko
Braun	Guenther	Topp

Bridston	Kehoe	Troxel
Brunsdale	Lavik	Watt
Dahl	Lofthus	Wog
Drew	Morgan, Richland	Young
Feton	Morgan, Walsh	

Those voting in the negative were:

Adam	Kamrath	Owings
Beaton	Nelson, Dickey	Solberg
Bilden	Nelson, McKenzie	Streibel
Ginter	Nelson, Renville	Stucke
Greiser	Olson, McHenry	Thatcher
Hill	Olson, Mountrail	Tweten
Isaak		

Absent and not voting:

Rue

So the bill was passed and the title was agreed to, and the emergency clause was declared lost.

Senator Wog 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.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as

Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

House Bill No. 326. A Bill for an Act to Amend and Re-enact Sections 10770 and 10396 of the Compiled Laws of North Dakota for 1913 Relating to Trial by Jury and Waiver of Trial by Jury in Criminal Cases.

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "N." A Concurrent Resolution In Regard to Third House Session and Dance in Capitol Corridors.

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

Which the House passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained

by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

House Bill No. 333. A Bill for an Act Providing for the Operation of Motor Vehicles Within This State by Non-Resident Owners, Authorizing the Motor Vehicle Registrar to Enter Into Reciprocal Agreements With Authorized Officials of Other States; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

Senator Kehoe requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Kehoe moved that the vote by which Senate Bill No. 207 was defeated, be reconsidered, which motion prevailed.

Senator Flatt moved that Senate Bill No. 207 be placed at the head of the Calendar for second reading and final passage, which motion prevailed.

The President announced that the Senate would be on the Tenth Order of business, without objections, for the second reading of Senate bills.

SECOND READING OF SENATE BILLS

Senator Flatt moved that Senate Bill No. 207 be amended as follows:

In the title change the figures "\$15,000" to "\$10,000" and the same change in line 14.

Senator Solberg made a substitute motion that Senate Bill No. 207 be amended as follows:

In the title change the figures "\$15,000" to "\$4,000" and the same change in line 14, which motion was declared lost.

The question being on the original motion of Senator Flatt that Senate Bill No. 207 be amended, the motion was put and declared carried.

Senator Flatt moved that the rules be suspended and that Senate Bill No. 207 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 207. A Bill for an Act Authorizing the

Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$10,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings and Other Improvements Necessary to Carry Out the Purposes of This Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating a Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying Out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 23; nays, 22; absent, 3; 1 pass.

Those voting in the affirmative were:

Beaton	Gronvold	O'Brien
Braun	Guenther	Olson, Mountrail
Bridston	Kehoe	Page
Brunsdale	Lavik	Stucke
Drew	Morgan, Richland	Thatcher
Foss	Nelson, Grand Fks.	Topp
Fowler	Nelson, McKenzie	Young
Greiser	Nelson, Renville	

Those voting in the negative were:

Aandahl	Flatt	Olson, McHenry
Adam	Ginter	Owings
Bilden	Isaak	Solberg
Blank	Kamrath	Streibel
Bond	Lofthus	Troxel
Brant	Morgan, Walsh	Tweten
Dahl	Nelson, Dickey	Wog
Feton		

Absent and not voting:

Hill	Raschko	Rue
------	---------	-----

Passed:

Watt

So the bill was declared lost for want of a constitutional majority.

Senator Watt requested that he be excused from voting on Senate Bill No. 207 which request was granted.

Senator Flatt changed his vote from "aye" to "No" for the purpose of reconsideration.

Senator Young requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Young moved that Senate Bill No. 184 be placed at the head of the calendar, which motion prevailed.

Senator Young moved that Senate Bill No. 184 be amended as follows:

Change the figures in Section 11, page 8, line 4 of the printed bill from "\$33,010.00" to "\$26,000.00."

Which motion prevailed.

Senator Young moved that the rules be suspended and that Senate Bill No. 184 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 28; nays, 18; absent and not voting 3.

Those voting in the affirmative were:

Aandahl	Gronvold	O'Brien
Brant	Guenther	Page
Braun	Hill	Raschke
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Topp
Dahl	Morgan, Richland	Troxel
Flatt	Morgan, Walsh	Watt
Foss	Nelson, Dickey	Wog
Fowler	Nelson, Grand Fks.	Young
Ginter		

Those voting in the negative were:

Adam	Greiser	Olson, McHenry
Beaton	Isaak	Olson, Mountrail
Bilden	Kamrath	Owings
Bond	Lofthus	Streibel
Drew	Nelson, McKenzie	Thatcher
Feton	Nelson, Renville	Tweten

Absent and not voting:

Blank	Rue	Stucke
-------	-----	--------

So the bill was passed and the title was agreed to, and the emergency clause was declared lost.

Senator Young moved that the vote by which Senate Bill No. 184 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan of Walsh moved that Senate Bill No. 74 be placed at the foot of the calendar, which motion prevailed.

Senator Morgan of Walsh moved that Senate Bill No. 161 be amended as follows: After line 104 of the printed bill, insert the following:

“Provided, however, no person shall receive any payments under the provisions of the Teacher’s Insurance and Retirement statutes, who is, at the same time receiving any other compensation, from the Federal Government, the State of North Dakota, or any other sub-division, or from any department, institution, or federal, state, or local government which is in excess of his or her annuity under the Teacher’s Insurance and Retirement Fund.”

“Renumber all lines.”

Which motion prevailed.

Senator Solberg moved a further amendment to Senate Bill No. 161 as follows:

Line 23, page 2 of the printed bill, after the figures “1920” and the comma, “Provided, however that a teacher must have taught at least nine months in any such state institution.”

Which motion carried.

Senator Drew moved a further amendment to Senate Bill No. 161 as follows: Section 2, page 3, line 44, strike out everything after the word “paid” and all of lines 45 and 46, which motion was declared lost.

Senator Kehoe moved a further amendment to Senate Bill No. 161 as follows: In line 42, page 3 of the printed bill, strike out the figure “6” and insert in lieu thereof the figure “4,” which motion was declared lost.

Senator Aandahl moved that the rules be suspended and that Senate Bill No. 161 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher’s Insurance and Retirement Fund

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp

Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Those voting in the negative were:

Kamrath

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Streibel moved that the vote by which Senate Bill No. 161 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Morgan of Walsh requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Morgan of Walsh moved that Senate Bill No. 74 be placed at the head of the calendar, which motion prevailed.

Senator Morgan of Walsh moved that further consideration of Senate Bill No. 74 be indefinitely postponed, which motion prevailed.

Senator Aandahl moved that further consideration of Senate Bill No. 97 be laid upon the table.

Senator Drew requested a roll call, which request was granted.

ROLL CALL

The question being on the motion of Senator Aandahl that further consideration of Senate Bill No. 97 be laid on the table, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Flatt	O'Brien
Adam	Foss	Owings
Beaton	Fowler	Page
Bilden	Greiser	Raschko
Blank	Guenther	Solberg
Brant	Kamrath	Streibel
Bridston	Lavik	Troxel
Brunsdale	Morgan, Richland	Watt
Dahl	Nelson, Renville	Wog
Feton		Young

Those voting in the negative were:

Bond	Kehoe	Olson, McHenry
Braun	Lofthus	Olson, Mountrail
Drew	Morgan, Walsh	Stucke
Ginter	Nelson, Dickey	Thatcher
Gronvold	Nelson, Grand Fks.	Topp
Hill	Nelson, McKenzie	Tweten
Isaak		

Absent and not voting:

Rue

So the motion of Senator Aandahl was declared carried and further consideration of the Senate Bill No. 97 was laid on the table.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

House Bill No. 302. A Bill for an Act Requiring That All Public Funds of the State Be Paid Into the General Fund of the State and Be Disbursed Only Upon Legislative Appropriation, Excepting Funds of the Bank of North Dakota, Monies Payable to the State Hail Insurance Fund, State Bonding Fund, State Fire and Tornado Fund, Workmen's Compensation Fund, Funds Under the Jurisdiction of the Board of University and School Lands, Funds of the State Mill and Elevator Association, Funds Required for the Payment of Interest and Principal of Bonds and Other Fixed Obligations of the State, Funds Paid to the Teachers Insurance and Retirement Fund, Monies Received Under the Retail Sales Tax Act, State Gasoline Tax Law, Monies Received from the Motor Vehicle License Fees, and Funds Allocated to the State by the Federal Government; Repealing All Laws Providing for Special Funds with the Exceptions Above Noted and Repealing All Laws or Parts of Laws in Conflict Herewith.

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-Division (2) of Section

20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for and Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose Whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to

Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate be on the Tenth Order of Business for the reading of Senate Bills Nos. 179, 172, 121, 171, 84, 158, 166, 92, 80, 182, and 157, and at the completion of the second reading of these bills, the Senate be on the Eleventh Order of Business for the first reading of House bills, and on the conclusion of this order of business, the Senate stand recessed until 9:00 A. M., February 26th, which motion prevailed.

The Secretary read Senate Bills Nos. 179, 172, 121, 171, 84, 158, 166, 92, 80, 182 and 157.

FIRST READING OF HOUSE BILLS

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

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

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 302. A Bill for an Act Requiring That All Public Funds of the State Be Paid Into the General Fund of the State and Be Disbursed Only Upon Legislative Appropriation, Excepting Funds of the Bank of North Dakota, Monies Payable to the State Hail Insurance Fund, State Bonding Fund, State Fire and Tornado Fund, Workmen's Compensation Fund, Funds Under the Jurisdiction of the Board of University and School Lands, Funds of the State Mill and Elevator Association, Funds Required for the Payment of Interest and Principal of Bonds and Other Fixed Obligations of the State, Funds Paid to the Teachers Insurance and Retirement Fund, Monies Received Under the Retail Sales Tax Act, State Gasoline Tax Law, Monies Received from the Motor Vehicle License Fees, and Funds Allocated to the State by the Federal Government; Repealing All Laws Providing for Special Funds with the Exceptions Above

Noted and Repealing All Laws or Parts of Laws in Conflict Herewith.

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

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Highways.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

Was read the first time and referred to the Committee on Temperance.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

Was read the first time and referred to the Committee on Education.

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Safety.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

Was read the first time and referred to the Committee on Counties.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for the Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Welfare.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

Was read the first time and referred to the Committee on Highways.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose Whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

Was read the first time and referred to the Committee on Corporations.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency,

the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

Was read the first time and referred to the Committee on Public Welfare.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

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

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

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

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

Was read the first time and referred to the Committee on Public Health.

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

Was read the first time and referred to the Committee on Tax and Tax Laws.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

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

House Bill No. 326. A Bill for an Act to Amend and Re-enact Sections 10770 and 10396 of the Compiled Laws of North Dakota for 1913 Relating to Trial by Jury and Waiver of Trial by Jury in Criminal Cases.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

Was read the first time and referred to the Committee on Counties.

House Bill No. 333. A Bill for an Act Providing for the Operation of Motor Vehicles Within This State by Non-Resident Owners, Authorizing the Motor Vehicle Registrar to Enter Into Reciprocal Agreements With Authorized Officials of Other States; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

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

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

Was read the first time and referred to the Committee on Printing.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive,

of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

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

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on July 1, 1941, Into the "Auto Transportation Fund."

Was read the first time and referred to the Committee on Appropriations.

The Secretary having read the above numbered Senate bills and the first reading of the above House bills, the Senate now stood recessed until 9:00 A. M., February 26th, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY

Bismarck, February 26, 1941.

The Senate reconvened at 9:00 A. M., pursuant to recess taken February 25th, with Lieutenant Governor Hagen presiding.

The president announced that the Senate would be on the Tenth Order of Business.

SECOND READING OF SENATE BILLS

Senator Morgan of Walsh moved that Senate Bill No. 179 be amended as follows:

In Section 3, after the word "tax," strike out everything in lines 15, 16, 17 and line 18, to and including the word "year," and insert in lieu thereof the following language: "there is hereby levied on each co-operative as of July 1 of each year, a tax upon the gross receipts derived by it from the furnishing of electrical energy during the preceding calendar year. During the first five years in which such cooperatives engage in the distribution, transmission and/or generation of electricity the tax shall be one per centum, and thereafter the tax shall be two per centum."

Which motion prevailed.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 179 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien

Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young
Absent and not voting:		
Foss	Rue	Topp
Raschko		

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which Senate Bill No. 179 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Beaton	Foss	Nelson, Renville
Bilden	Fowler	Page
Blank	Gronvold	Raschko
Bond	Guenther	Solberg
Brant	Hill	Stucke
Braun	Kamrath	Thatcher
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Feton	Morgan, Richland	Young
Flatt	Morgan, Walsh	

Those voting in the negative were:

Aandahl	Nelson, Dickey	Olson, Mountrail
Adam	Nelson, Grand Fks.	Owings
Drew	Nelson, McKenzie	Streibel
Ginter	O'Brien	Tweten
Greiser	Olson, McHenry	Wog
Isaak		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No.

172 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Flatt requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Flatt moved that the action by which Senate Bill No. 207 was lost be reconsidered, which motion carried on a division vote.

Senator Greiser moved that Senate Bill No. 157 be placed at the head of the calendar, which motion prevailed.

Senator Fowler requested a Call of the Senate, which was granted.

ROLL CALL

On Call of the Senate on Senate Bill No. 157, the roll was called and there were 48 present; 1 absent.

Those present were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent:

Rue

Senator Fowler moved that the Call of the Senate be dispensed with, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 157. A Bill for an Act Providing for the Reorganization of the Finances and Administrative Functions of the State of North Dakota by Creating and Establishing the State Board of Finance and Administration, Defining Its Powers, Duties and Obligations, Fixing the Terms and Compensation of the Members of Said Board, Making Certain Existing Appropriations Available for Its Use and Maintenance, and Transferring to Said State Board of Finance and Administration the Existing Powers, Duties and Obligations of the Existing Industrial Commission, State Securities Commission, State Budget Board and State Auditing Board, and Providing Penalties and Repealing All Acts or Parts of Acts in Conflict with This Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 16; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Braun	Gronvold	Page
Bridston	Guenther	Topp
Brunsdale	Lavik	Troxel
Dahl	Nelson, Grand Fks.	Watt
Foss	O'Brien	Wog
Fowler		

Those voting in the negative were:

Aandahl	Greiser	Olson, McHenry
Adam	Hill	Olson, Mountrail
Beaton	Isaak	Owings
Bilden	Kamrath	Raschko
Blank	Kehoe	Solberg
Bond	Lofthus	Streibel
Brant	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Thatcher
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Young
Ginter	Nelson, Renville	

Absent and not voting:

Rue

So the bill was declared lost.

Senator Fowler moved that the vote by which Senate Bill No. 157 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Olson of Mountrail: "Mr. President: I still believe in government of the people, for the people and by the people, not dictatorship. I vote "No."

Senator Solberg: "Mr. President: I am opposed to centralized power. I vote "No."

Senator Young: "Mr. President: I am voting "No" on this measure for the same reason that I voted against the Homestead Exemption—because a similar initiated measure was recently defeated at a state wide election of the people of North Dakota."

Senator Flatt moved that Senate Bill No. 207 be amended as follows:

In the title change the figures from "\$10,000.00" to "\$8,000.00."

Line 14, page 2, change the figures from "\$10,000.00" to "\$8,000.00."

Line 79, page 5, strike out the period and insert a comma and the following language: "All monies so received that exceed land appraisal value shall revert to the general fund of the State."

Which motion prevailed.

Senator Flatt moved that the rules be suspended and that Senate Bill No. 207 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$8,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings and Other Im-

provements Necessary to Carry Out the Purposes of This Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating a Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying Out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Gronvold	Nelson, Renville
Beaton	Guenther	O'Brien
Bilden	Hill	Olson, McHenry
Braun	Kamrath	Olson, Mountrail
Bridston	Kehoe	Page
Brunsdale	Lavik	Stucke
Drew	Lofthus	Thatcher
Flatt	Morgan, Richland	Topp
Foss	Morgan, Walsh	Tweten
Fowler	Nelson, Dickey	Watt
Ginter	Nelson, Grand Fks.	Young
Greiser	Nelson, McKenzie	

Those voting in the negative were:

Aandahl	Feton	Streibel
Blank	Isaak	Troxel
Bond	Owings	Wog
Brant	Solberg	

Absent and not voting:

Dahl	Raschko	Rue
------	---------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan of Richland moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Streibel: "Mr. President: I am voting "No" on this bill for the reason that I don't believe in paying a bounty on kids, when we can't feed what we have got."

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Kehoe	Page
Bilden	Lavik	Raschko
Bond	Lofthus	Solberg
Braun	Morgan, Richland	Streibel
Dahl	Morgan, Walsh	Stucke
Flatt	Nelson, Dickey	Thatcher
Ginter	Nelson, McKenzie	Topp
Greiser	Nelson, Renville	Troxel
Gronvold	O'Brien	Tweten
Hill	Olson, McHenry	Watt
Isaak	Olson, Mountrail	Wog
Kamrath	Owings	Young

Those voting in the negative were:

Aandahl	Brunsdale	Fowler
Beaton	Drew	Guenther
Blank	Feton	Nelson, Grand Fks.
Brant	Foss	

Absent and not voting:

Bridston	Rue
----------	-----

So the bill passed and the title was agreed to.

Senator Kehoe moved that the vote by which Senate Bill No. 121 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Gronvold	Nelson, Renville
Beaton	Guenther	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Thatcher
Brant	Morgan, Richland	Troxel
Brunsdale	Morgan, Walsh	Watt
Fowler	Nelson, Grand Fks.	Wog
Greiser		

Those voting in the negative were:

Adam	Ginter	Olson, Mountrail
Bilden	Hill	Owings
Braun	Isaak	Solberg
Bridston	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Nelson, Dickey	Topp
Feton	Nelson, McKenzie	Tweten

Flatt	O'Brien	Young
Foss	Olson, McHenry	

Absent and not voting:

Rue

So the bill was declared lost.

Senator O'Brien changed his vote from "Aye" to "No" for the purpose of reconsideration.

Senator Greiser moved that Senate Bill No. 84 be amended as follows:

Amend the title of the bill to include the following language after the word commodities "other than tobacco products and certain ingredients that are used in compounding alcoholic beverages." In line 6 after the word "retail" change the period to a comma and insert the following language: "with the exception of tobacco products, provided that nothing in this Act is to be construed as forbidding the use of certain ingredients that are commonly used in the compounding of alcoholic beverages and that these ingredients are to be served and offered for sale only as a component part of said intoxicating beverages."

Senator Fowler offered the further amendment to Senator Greiser's amendment that after the word "beverages" in the amendment and in the body of the bill, add "also including confectionery and food products," which amendment was rejected by Senator Greiser as a part of his amendment.

A roll call on the amendment as offered above was requested and granted.

ROLL CALL

The question being on the motion of Senator Greiser to amend Senate Bill No. 84, the roll was called and there were ayes, 20; nays, 26; absent and not voting 3.

Those voting in the affirmative were:

Adam	Kamrath	Owings
Beaton	Kehoe	Solberg
Bilden	Lavik	Streibel
Feton	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Troxel
Greiser	Olson, McHenry	Tweten
Hill	Olson, Mountrail	

Those voting in the negative were:

Aandahl	Foss	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Brant	Guenther	Raschko
Braun	Isaak	Topp
Bridston	Lofthus	Watt
Brunsdale	Morgan, Richland	Wog
Drew	Morgan, Walsh	Young
Flatt	Nelson, Dickey	

Absent and not voting:

Dahl	Rue	Thatcher
------	-----	----------

So the motion of Senator Greiser was declared lost.

A Call of the Senate was demanded and granted.

ROLL CALL

On Call of the Senate on Senate Bill No. 84, the roll was called and there were 48 present; 1 absent.

Those present were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	O'Brien

Absent:

Rue

Senator Troxel moved that the Call of the Senate be dispensed with.

SECOND READING OF SENATE BILLS

Senate Bill No. 84. A Bill for an Act Prohibiting the Sale, Giving Away and Consumption of Intoxicating Liquor as a Beverage in Any Place in This State Where Other Commodities Are Sold at Retail Providing Penalty for Violation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 19; nays, 29; absent and not voting 1.

Those voting in the affirmative were:

Adam	Ginter	Page
Beaton	Greiser	Solberg
Bilden	Hill	Streibel
Bond	Kamrath	Stucke
Dahl	Olson, Mountrail	Thatcher
Drew	Owings	Troxel
Feton		

Those voting in the negative were:

Aandahl	Guenther	Nelson, Renville
Blank	Isaak	O'Brien
Brant	Kehoe	Olson, McHenry
Braun	Lavik	Raschko
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Tweten
Flatt	Morgan, Walsh	Watt
Foss	Nelson, Dickey	Wog
Fowler	Nelson, Grand Fks.	Young
Gronvold	Nelson, McKenzie	

Absent and not voting:

Rue

So the bill was declared lost.

Senator Nelson of Grand Forks moved that the vote by which Senate Bill No. 84 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bridston: "Mr. President: I vote "No" on this bill as I believe it is the wrong approach to the liquor problem. I am opposed to the old time saloon."

Senator Flatt: "Mr. President, I vote "No" for the reason that I do not think that this bill will accomplish what it's sponsors say that it will."

Senator Foss: "Mr. President: I have been a prohibitionist all my life, but I see no reason for this bill."

Senator Fowler: "Mr. President: I want to explain my vote. I vote "No" on this bill. I have always supported dry legislation ever since I have been in the Senate—fourteen years. I believe in strict enforcement of all laws relative to the sale of intoxicating liquors. I am against the sale of liquor to minors. I believe in strict enforcement by all municipalities but I believe this is going too far and I vote "No."

Senator Ginter: "Mr. President: It has been said this is a harmless bill. It is a million miles from being a harmless bill. I have talked to sheriff's and police officers. I had a meeting with High School students and members of this Senate and they are agreed one hundred per cent that the liquor interests don't want this bill. I vote "Aye."

Senator Nelson of Dickey: "Mr. President: I understand that under the local option law, the people in their respective localities have it in their hands to make rules and regulations governing the sale of intoxicating liquor. It is not for me to say that the people can't have what they want to eat and drink. I vote "No."

Senator Nelson of McKenzie: "Mr. President. I don't think that Senate Bill No. 84 will correct the evils that this bill was intended to. Therefore I vote "No."

Senator Olson of Mountrail: "Mr. President. I have heard it said this bill won't accomplish what it was proposed to do. If liquor is as respectable as the liquor interests want us to believe, why don't they keep it by itself and not have to steal respectability from all other classes of business. I vote "Aye."

Senator Raschko: "Mr. President. It was my original intention to vote for the passage of this measure and I have so expressed myself. I now find that municipalities have the power to divorce the sale of alcoholic beverages and other commodities under the terms of the present liquor laws. Therefore I can see no point in voting for a measure that will make the people of one community do what the people of another community want them to do. I vote "No."

Senator Tweten: "Mr. President:

"Senate Bill 84 is too drastic. It will cause hardships to citizens in every town and city in North Dakota. Therefore I vote "No."

Senate Bill No. 158. A Bill for an Act to Amend and Re-enact Section 3080a6 of the 1925 Supplement to the 1913 Code. Relating to the Transporting and Shipping of Kerosene

and Gasoline Into the State of North Dakota, and Providing for Inspection Fees and Reports Relating Thereto.

Having been read for the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Adam	Fowler	Olson, McHenry
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Hill	Streibel
Bond	Isaak	Stucke
Brant	Kamrath	Thatcher
Braun	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Renville	

Those voting in the negative were:

Greiser	Nelson, McKenzie	Solberg
Nelson, Dickey	Olson, Mountrail	Tweten

Absent and not voting:

Bridston	Nelson, Grand Fks.	Rue
Ginter	Owings	

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which Senate Bill No. 158 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 80. A Bill for an Act to Regulate and Control the Barber Shop Business of the State of North Dakota; Conferring Upon the State Board of Barber Examiners Powers and Jurisdiction with Relation Thereto, Defining Such Powers, Jurisdiction and Duties; Authorizing the Said Board to Approve Hours and Price Schedules and to Make Orders Fixing Maximum Hours and Minimum Prices for Barber Services; Providing for Judicial Review of Such Acts of Said Board; Providing Penalties for the Violation of This Act.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 24; absent and not voting 3.

Those voting in the affirmative were:

Beaton	Drew	Morgan, Richland
Bilden	Feton	Nelson, Grand Fks.
Blank	Flatt	O'Brien
Bond	Foss	Raschko
Brant	Fowler	Stucke
Braun	Ginter	Thatcher

Bridston	Gronvold	Young
Dahl		

Those voting in the negative were:

Aandahl	Lavik	Page
Adam	Lofthus	Solberg
Brunsdale	Morgan, Walsh	Streibel
Greiser	Nelson, Dickey	Topp
Hill	Nelson, McKenzie	Troxel
Isaak	Nelson, Renville	Tweten
Kamrath	Olson, McHenry	Watt
Kehoe	Olson, Mountrail	Wog

Absent and not voting:

Guenther	Owings	Rue
----------	--------	-----

So the bill was declared lost.

Senator Page moved that the vote by which Senate Bill No. 80 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Dickey
Bond	Foss	Nelson, Grand Fks.
Brant	Fowler	O'Brien
Braun	Gronvold	Page
Bridston	Hill	Topp
Brunsdale	Kehoe	Watt
Dahl	Lavik	Wog
Drew	Morgan, Richland	Young
Feton	Morgan, Walsh	

Those voting in the negative were:

Adam	Kamrath	Solberg
Beaton	Lofthus	Streibel
Bilden	Nelson, McKenzie	Stucke
Blank	Nelson, Renville	Thatcher
Ginter	Olson, McHenry	Troxel
Greiser	Olson, Mountrail	Tweten
Isaak	Raschko	

Absent and not voting:

Guenther Owings Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Bridston moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Braun moved that Senate Bill No. 92 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Bond	Hill	Owings
Brant	Isaak	Raschko
Braun	Kamrath	Solberg
Bridston	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young
Fowler	Nelson, McKenzie	

Those voting in the negative were:

Page Thatcher Watt

Absent and not voting:

Blank Rue

So the bill passed and the title was agreed to.

Senator Streibel moved that the vote by which Senate Bill No. 182 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Braun moved that Senate Bill No. 92 be laid on the table, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 45, 53, 55, 56 and 60 of Article 2 of the Constitution of the State of North

Dakota, Relating to the Convening of the Legislative Assembly.

Was read the second time.

ROLL CALL

The question being on the final passage of Resolution, as amended, the roll was called and there were ayes, 33; nays 15; absent and not voting 1.

Those voting in the affirmative were:

Adam	Greiser	Nelson, Renville
Beaton	Hill	O'Brien
Bilden	Kamrath	Owings
Blank	Kehoe	Page
Bond	Lavik	Raschko
Brant	Lofthus	Solberg
Braun	Morgan, Richland	Streibel
Brunsdale	Morgan, Walsh	Stucke
Feton	Nelson, Dickey	Thatcher
Flatt	Nelson, Grand Fks.	Tweten
Ginter	Nelson, McKenzie	Young

Those voting in the negative were:

Aandahl	Fowler	Olson, Mountrail
Bridston	Gronvold	Topp
Dahl	Guenther	Troxel
Drew	Isaak	Watt
Foss	Olson, McHenry	Wog

Absent and not voting:

Rue

So the resolution was declared adopted.

Senator Page moved that the vote by which Senate Concurrent Resolution No. 3 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President announced that the Senate would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 179,
Senate Bill No. 207.

And find the same correctly Re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 161,
Senate Bill No. 184.

And find the same correctly Re-engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 157,

Senate Bill No. 206.

And find the same correctly Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Senator O'Brien moved that the Senate reconsider the action by which Senate Bill No. 171 was lost, which motion prevailed.

Senator O'Brien moved that Senate Bill No. 171 be placed on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 14; absent and not voting 2.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	Nelson, Renville
Bilden	Fowler	O'Brien
Blank	Greiser	Page
Brant	Gronvold	Raschko
Braun	Guenther	Stucke
Bridston	Kamrath	Thatcher
Brunsdale	Kehoe	Troxel
Dahl	Morgan, Walsh	Watt
Drew	Morgan, Richland	Wog
Feton	Nelson, Dickey	Young

Those voting in the negative were:

Adam	Lofthus	Solberg
Ginter	Nelson, McKenzie	Streibel
Hill	Olson, McHenry	Topp
Isaak	Olson, Mountrail	Twetén
Lavik	Owings	

Absent and not voting:

Bond Rue

So the bill passed and the title was agreed to.

Senator Brunsdale 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.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 25, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 291. A Bill for an Act Permitting Employers Subject to the Provisions of Chapter 162 of the 1919 Session Laws of the State of North Dakota, (North Dakota Workmen's Compensation Act) as the Same is Now Amended, at Their Option to Carry Private Insurance; Specifying the Terms and Conditions Under Which the Same May Be Done; Providing for Action of the Workmen's Compensation Bureau Upon All Claims; Permitting Appeals from Certain Decisions of the Workmen's Compensation Bureau; Providing for Payment of Awards and Judgments Against Employers; Requiring Certain Reports by Insuring Companies; Providing Additional Methods of Securing Payment of Obligations Arising in Favor of Insured Employees and Their Dependents; Providing for Partial Support of the North Dakota Workmen's Compensation Bureau by Insuring Companies; Requiring Certain Bonds and Reports to Be Filed by Insuring Companies, and Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 139. A Bill for an Act Permitting and Authorizing Appeal from All Decisions of the Workmen's Compensation Bureau by Claimants, Irrespective of Whether or Not the Bureau Makes Any Award to Claimant, and Providing for Such Appeals from All Such Decisions of the Bureau for Six Years Last Past; Repealing Laws and Parts of Laws in Conflict Herewith, and Declaring an Emergency.

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 106. 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, North Dakota.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

House Bill No. 110. 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.

House Bill No. 196. A Bill for an Act to Amend and Re-enact Subsection (h) of Section 51 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment By the Supreme Court of the State Examiner as Receiver of Insolvent State Banks, the Transfer of Powers and Duties of the Receiver or Receivers Heretofore Appointed By the Supreme Court to the State Examiner and Providing That the State Examiner Shall Become Receiver of All Insolvent State Banks from Which the Receiver Appointed by the Supreme Court has Not Been Discharged, and Declaring an Emergency.

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

House Bill No. 108. 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.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 25, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$8,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings and Other Improvements Necessary to Carry Out the Purposes of This Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating a Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying Out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Senate Bill No. 158. A Bill for an Act to Amend and Re-enact Section 3080a6 of the 1925 Supplement to the 1913 Code, Relating to the Transporting and Shipping of Kerosene and Gasoline Into the State of North Dakota, and Providing for Inspection Fees and Reports Relating Thereto.

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Sub-division 7 of Section 1, Chapter 276 of the Session Laws of

1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 45, 53, 55, 56 and 60 of Article 2 of the Constitution of the State of North Dakota, Relating to the Convening of the Legislative Assembly.

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 26, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 195 of the Session Laws of 1935, as Amended by Section 3 of Chapter 178, of the Session Laws of 1939. Declaring an Emergency.

House Bill No. 312. A Bill for an Act Prohibiting the Sale, Giving Away and Consumption of Intoxicating Liquors as a Beverage in Any Place or on Any Premise Within the State of North Dakota Where Gasoline, Oil, or Other Petroleum Products Are Sold at Retail, and Providing Penalty for Violation.

Which the House has passed and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.

Senator Morgan of Richland moved that the House be asked to return House Bill No. 84, which motion carried.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 26, 1941.

Mr. Speaker: The Senate requests that House Bill No. 84 be returned to the Senate.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, February 26, 1941.

Mr. President: I have the honor to return:

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

Which the Senate requests.

C. R. VERRY, Chief Clerk.

Senator Dahl moved that the vote by which Senate Bill No. 180 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that the Senate do now recess until 1:50 P. M., which motion prevailed and the Senate stood recessed.

The Senate reconvened at 1:50 P. M., pursuant to motion of Senator Fowler.

Senator Fowler moved that after the first reading of House Bills Nos. 147, 334, 251, 108, 109, 151, 250, 10, 291, 139, 105, 106, 107, 110, 196, 149, 148, 1, 56 and 312, the Senate stand recessed for ten minutes, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

Was read the first time and referred to the Committee on Printing.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 108. 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 time and referred to the Committee on Appropriations.

House Bill No. 109. 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 time and referred to the Committee on Appropriations.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

Was read the first time and referred to the Committee on Temperance.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 291. A Bill for an Act Permitting Employers Subject to the Provisions of Chapter 162 of the 1919 Session Laws of the State of North Dakota, (North Dakota Workmen's Compensation Act) as the Same is Now Amended, at Their Option to Carry Private Insurance; Specifying the Terms and Conditions Under Which the Same May Be Done; Providing for Action of the Workmen's Compensation Bureau Upon All Claims; Permitting Appeals from Certain Decisions of the Workmen's Compensation Bureau; Providing for Payment of Awards and Judgments Against Employers; Requiring Certain Reports by Insuring Companies; Providing Additional Methods of Securing Payment of Obligations Arising in Favor of Insured Employees and Their Dependents; Providing for Partial Support of the North Dakota Workmen's Compensation Bureau by Insuring Companies; Requiring Certain Bonds and Reports to Be Filed by Insuring Companies, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Insurance.

House Bill No. 139. A Bill for an Act Permitting and Authorizing Appeal from All Decisions of the Workmen's Compensation Bureau by Claimants, Irrespective of Whether or Not the Bureau Makes Any Award to Claimant, and Providing for Such Appeals from All Such Decisions of the Bureau for Six Years Last Past; Repealing Laws and Parts of Laws in Conflict Herewith, and Declaring an Emergency.

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

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 106. 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, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 110. 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 time and referred to the Committee on Appropriations.

House Bill No. 196. A Bill for an Act to Amend and Re-enact Subsection (h) of Section 51 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment By the Supreme Court of the State Examiner as Receiver of Insolvent State Banks, the Transfer of Powers and Duties of the Receiver or Receivers Heretofore Appointed By the Supreme Court to the State Examiner and Providing That the State Examiner Shall Become Receiver of All Insolvent State Banks from Which the Receiver Appointed by the Supreme Court has Not Been Discharged, and Declaring an Emergency.

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

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 195 of the Session Laws of 1935, as Amended by Section 3 of Chapter 178, of the Session Laws of 1939. Declaring an Emergency.

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

House Bill No. 312. A Bill for an Act Prohibiting the Sale, Giving Away and Consumption of Intoxicating Liquors as a Beverage in Any Place or on Any Premise Within the State of North Dakota Where Gasoline, Oil, or Other Petroleum Products Are Sold at Retail, and Providing Penalty for Violation.

Was read the first time and referred to the Committee on Temperance.

The House Bills contained in Senator Fowler's motion having been read, the Senate stood recessed pursuant to the motion.

The Senate reconvened at the expiration of the ten minute recess.

Senator Fowler moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-FIRST DAY

Bismarck, February 26, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Adjutant Walter Millar.

Roll Call: All members present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth Day after recess and the Fiftieth Day and recommend that the same be corrected as follows:

Page 548, 14th line from bottom, change the word "Richland" to "Walsh."

And when so corrected recommends that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary read a communication received by J. C. Goll from C. W. Lewis with reference to shipment of wheat germ samples, from the State Mill and Elevator.

Senator Morgan of Walsh moved that House Bill No. 336 which was referred to the Committee on State Affairs be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Gronvold moved that Senator Rue, who is ill in the hospital be excused, which motion prevailed.

Senator Fowler moved that further consideration of Senate Bill No. 40 be laid over one legislative day, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 26, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 100.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and noting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting.

Rue Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the vote by which Senate Bill No. 100 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Blank	Guenther	Olson, Mountrail
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Solberg
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young

Those voting in the negative were:

Owings Streibel

Absent and not voting.

Rue Thatcher

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the vote by which House Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Adam	Brunsdale	Guenther
Beaton	Dahl	Morgan, Walsh
Bilden	Drew	Nelson, Grand Fks.
Blank	Feton	O'Brien
Brant	Flatt	Topp
Braun	Foss	Young
Bridston	Gronvold	

Those voting in the negative were:

Aandahl	Lavik	Page
Bond	Lofthus	Raschko
Fowler	Morgan, Richland	Solberg
Ginter	Nelson, Dickey	Streibel
Greiser	Nelson, McKenzie	Stucke
Hill	Nelson, Renville	Troxel
Isaak	Olson, McHenry	Tweten
Kamrath	Olson, Mountrail	Watt
Kehoe	Owings	Wog

Absent and not voting:

Rue	Thatcher
-----	----------

So the bill was declared lost.

Senator Tweten moved that the vote by which House Bill No. 179 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Gronvold	O'Brien
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Stucke
Braun	Lavik	Topp
Bridston	Lofthus	Troxel
Brunsdale	Morgan, Richland	Tweten
Dahl	Morgan, Walsh	Watt
Drew	Nelson, Dickey	Wog
Feton	Nelson, Grand Fks.	Young
Foss		

Those voting in the negative were:

Greiser	Nelson, McKenzie	Olson, McHenry
Olson, Mountrail	Streibel	

Absent and not voting:

Flatt	Fowler	Rue
Thatcher		

So the bill passed and the title was agreed to.

Senator Hill moved that the vote by which House Bill No. 267 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

Was read the second time.

Brunsdale	Lavik	Troxel
Drew	Lofthus	Tweten
Feton	Morgan, Richland	Watt
Flatt	Morgan, Walsh	Wog
Foss	Nelson, Dickey	Young

Those voting in the negative were:

Bilden	Greiser	Solberg
Dahl	Olson, Mountrail	Stucke

Absent and not voting:

Nelson, Grand Fks.	Rue	Thatcher
Nelson, McKenzie		

So the bill passed and the title was agreed to.

Senator Raschko moved that the vote by which House Bill No. 203 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Dickey
Adam	Foss	Nelson, Grand Fks.
Beaton	Fowler	O'Brien
Bilden	Ginter	Owings
Bond	Gronvold	Streibel
Brant	Hill	Thatcher
Braun	Isaak	Troxel
Bridston	Kamrath	Watt
Brunsdale	Lavik	Wog
Drew	Lofthus	Young
Feton	Morgan, Walsh	

Those voting in the negative were:

Dahl	Nelson, Renville	Solberg
Greiser	Olson, McHenry	Stucke
Guenther	Olson, Mountrail	Topp
Kehoe	Page	Tweten
Morgan, Richland	Raschko	

Absent and not voting:

Blank	Nelson, McKenzie	Rue
-------	------------------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Hill	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting:

Bridston	Greiser	Guenther
Nelson, McKenzie	Rue	

So the bill passed and the title was agreed to.

Senator Blank 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.

Senator Brant moved that House Bill No. 189 be amended as follows:

In line 29, after the word "village" insert "or within the boundaries of any organized irrigation district, organized pursuant to the irrigation laws of the state of North Dakota," which motion prevailed.

Senator Brant moved that the rules be suspended and that House Bill No. 189 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

The President called President Pro Tem Young to the chair.

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

Was read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko

Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting.

Aandahl Nelson, McKenzie Rue

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

Senator Fowler moved that House Concurrent Resolution "Q" be adopted and second reading be dispensed with, which motion prevailed and House Concurrent Resolution "Q" was declared adopted by the President Pro Tem.

Senator Fowler moved that the Senate be on the fifteenth order of business, which motion prevailed.

At the conclusion of the fifteenth order of business, Senator Fowler moved that House Bill No. 98 be placed on second reading, after which the Senate stand adjourned, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

Was read the second time.

The Senate now stood adjourned, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FIFTY-SECOND DAY

Bismarck, February 27, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain: Adjutant Walter Millar.

Roll Call: All members present except Rue.

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

Mr. President: 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 find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary received a communication from Genevieve Kennelly of Fargo protesting curtailment of the appropriation for the State Correspondence Division, which was referred to the Committee on Education.

Also a communication from Ova E. Gigstad of Sentinel Butte on the same subject, which was also referred to the Committee on Education.

Lieutenant Governor Hagen presented a communication from E. A. Wilson, executive secretary of the Public Welfare Board enclosing a suggested concurrent resolution for the consideration of the legislature, which was referred to the Committee on Public Welfare.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 27, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 27, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, February 27, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "J",
Senate Concurrent Resolution "M",
Senate Concurrent Resolution "N".

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 309, have had the same

under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 173, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 79, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 152, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 330, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 319, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 282, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 243, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws to whom was referred House Bill No. 329, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred House Bill No. 252, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred House Bill No. 300, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture, to whom was referred House Bill No. 294, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 95, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the word "twenty-five" and insert in lieu thereof the word "ten."

In Section 9, line 3, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$3,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 331, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 155, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 336, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 8, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 106, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 262, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Gronvold moved that Senator Rue who is ill be excused and that the Senate extend sympathy and good wishes for a speedy recovery to Senator Rue, which motion prevailed.

Senator Young moved that a committee of three be appointed by the Chair to supervise the Third House "Mock" session, which motion prevailed.

The Chair appointed as such committee Senators Young, Braun and Stucke.

Senator Stucke moved that the House be immediately notified of the action taken by the Senate in appointing a committee to supervise the Third House Session and that a like committee be named from the House, which motion prevailed.

Senator Brunsdale requested that House Bill No. 116 be re-referred from the Committee on Insurance to the Committee on Judiciary, which request was granted and House Bill No. 116 so re-referred by the President.

Senator Bridston requested that House Bill No. 270 be re-referred from the Committee on State Affairs to the Committee on Counties, which request was granted and House Bill No. 270 was so ordered re-referred by the President.

Senator Fowler moved that the House be requested to return House Bill No. 179, which motion prevailed.

Senator Fowler moved that the vote by which House Bill No. 179 was lost be reconsidered, which motion prevailed.

Senator Fowler moved that House Bill No. 179 be placed at the head of the calendar, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 27, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of House Bill No. 179.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 27, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has named a committee consisting of Senators Young, Braun and Stucke to supervise the Third House program tonight and recommend that a similar committee be appointed from the House.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Senator Fowler moved that Senate Bill No. 40 be laid over two legislative days, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

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

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

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

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

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

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

Was read the first time and referred to the Committee on Military and Indian Affairs.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

Was read the first time and referred to the Committee on Game and Fish.

House Bill No. 304. A Bill for an Act Relating to the Eradication of the Weed Indian Hemp, and Providing for the Growth Thereof for Commercial Purposes Under License Issued by the Commissioner of Agriculture, with Penalties Provided.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 252. A Bill for an Act Establishing Standards and Definitions of Milk and Milk Products and Butter; and Amending Section 2852 of the Compiled Laws of 1913 and Section 2855a1 of the 1925 Supplement of the Compiled Laws of 1913; and Repealing All Acts or Parts of Acts in Conflict Herewith, Providing for the Enforcement of the Provision of This Act and for Penalties for the Violation Thereof and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture and Livestock.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

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

House Bill No. 207. A Bill for an Act Providing for the Refunding of the Real Estate Bonds of the State of North Dakota, the Issuance of Refunding Bonds by the Industrial Commission, Prescribing the Terms and Conditions Hereof, Providing for Their Sale, Exchange and Delivery, Establishing the "Refunding Bond Fund" and the "Refunding Bond Interest Fund," Providing for Annual Tax Levies, Providing for the Retirement and Payment of North Dakota's Outstanding Real Estate Bonds, Chapter 154 of the Session Laws of 1919 (Sections 2290b1 to 2290b16 Inclusive, 1925 Supplement to the 1913 Compiled Laws), Chapter 292 Session Laws of 1923 (Sections 2290c1 to 2290c15, Inclusive, 1925 Supplement to the Compiled Laws), Chapter 182, Session Laws of 1929, Chapters 101 and 102 Session Laws of 1931, Chapter 90, Session Laws of 1933, and Amendments to the Same, Transferring Assets and Funds Securing North Dakota Bonds for the Use of Refunding Bonds and Interest Thereon; Repealing All Acts or Parts of Acts Inconsistent With the Provisions of This Enactment; and Declaring an Emergency.

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

Senator Stucke moved that House Bill No. 98 be amended as follows:

Section 6, line 3; Section 7, line 6; line 14, page 10; page 13, line 5; page 13, section 10; section 11, lines 4 and 7, and page 10, line 17, strike out the words "Tax Commissioner" and insert the words "State Treasurer."

Which motion was declared lost on a division vote.

SECOND READING OF HOUSE BILLS

House Bill No. 98. A Bill for an Act Relating to the Sale

of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Brant	Guenther	Raschko
Braun	Hill	Solberg
Bridston	Isaak	Thatcher
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Kamrath	Olson, Mountrail
Beaton	Nelson, Dickey	Owings
Bilden	Nelson, McKenzie	Streibel
Ginter	Nelson, Renville	Stucke
Greiser	Olson, McHenry	Tweten

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which House Bill No. 98 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan of Walsh requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Morgan of Walsh moved that former presiding officer of the Senate, the Honorable Ole Olson be escorted to the rostrum, which motion prevailed.

The President appointed Senator Morgan of Walsh to escort Mr. Olson to the rostrum.

Mr. Olson then addressed the Senate.

Senator Fowler moved that the Senate be on the Fourteenth Order of Business for the signing of bills, after which the Senate adjourn, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a

Monthly Rental from Federal Agencies Housed in the Capitol Building.

Senate Concurrent Resolution "N." A Concurrent Resolution In Regard to Third House Session and Dance in Capitol Corridors.

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Senate Memorial Resolution "G." A Memorial Resolution in honor of the late C. H. Porter.

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

And the President signed the same in the presence of the Senate.

The Senate now stood adjourned, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FIFTY-THIRD DAY

Bismarck, February 28, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain: Rev. O. O. Andvik of Mandan.

Roll Call: All members present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Second day and recommend that the same be corrected as follows:

Page 621, second line, change "State Affairs" to "Agriculture".

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Secretary of the Senate received communications regarding cutting the appropriations for Supervised Correspondence Study, from the following: Ethel Price of Blaisdell; Frances Omdahl of Conway; Regine Willoughby of Benedict; Milo Gudim of Aneta; Gene Klose of Jamestown; Rose Baar of Dickinson; Elnore Stensby of Churchs Ferry; Geraldine Tweed of Glenfield and Mrs. Ursula Lampert of Glenfield. These communications were referred to the Committee on Appropriations.

Senator Adam presented resolutions from the Sheridan County Welfare Board protesting against cutting appropriations for "Aid to Dependent Children" and recommending changes in the Unemployment Compensation laws, which were referred to the Committee on Appropriations.

The Lieutenant Governor presented a communication from the Secretary of the Central Trades and Labor Assembly of Bismarck urging the Senate to kill House Bills 291 and 139, relating to the Workmen's Compensation Bureau, which were referred to the Committee on Insurance.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 100.

And find the same correctly Re-engrossed and enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 1, have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the period after the word "thereunder" and add the following: "and declaring an emergency."

Add Section 2 as follows:

"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.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 62, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred House Bill No. 117, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health, to whom was referred House Bill No. 128, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Safety to whom was referred House Bill No. 141, have had the same under consideration and recommend that the same do pass.

C. P. DAHL, Chairman.

Senator Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Irrigation and Drainage to whom was referred House Bill No. 166, have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Irrigation and Drain-

age to whom was referred House Bill No. 167, have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 212, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 261, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health, to whom was referred House Bill No. 273, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred House Bill No. 301, have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 335, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 222, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 127, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 213, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom

was referred House Bill No. 199, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 116, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 326, have had the same under consideration and recommend that the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Education to whom was referred House Bill No. 99, have had the same under consideration and recommend that the same be placed upon the calendar without recommendation.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education to whom was referred House Bill No. 135, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom was referred House Bill No. 136, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 184, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish, to whom was referred House Bill No. 240, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 245, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom

was referred House Bill No. 255, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 309. A Bill for an Act to Amend and Re-enact Subdivisions 4 and 12 of Section 3511 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to and Clarifying the Fee for Chattel Mortgage Abstract; Repeal.

House Bill No. 173. A Bill for an Act to Exempt Certain Personal Property to the Amount of \$150.00 from Taxation, and Declaring an Emergency.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 79. A Bill for an Act to Provide that the Expense for the Maintenance, Care, Board and Treatment of All Patients in the State Hospital for the Insane at Jamestown, North Dakota, the Institution for the Feeble Minded at Grafton, North Dakota, and the North Dakota State Tuberculosis Sanatorium at San Haven, North Dakota, Shall Be Borne Entirely by the State of North Dakota; etc.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

Which the Senate has adopted.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

House Concurrent Resolution "N." A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

FIRST READING OF SENATE RESOLUTION
SENATE RESOLUTION "C."

Introduced by Senators Brunsdale and Young.

Senate Resolution "C." A resolution extending invitation to John Cowles, newspaper publisher of Des Moines and Minneapolis, who accompanied Wendell L. Willkie on recent trip abroad to gain first-hand knowledge of war conditions in Great Britain, to come to Bismarck and address the North Dakota legislature.

Was read the first time.

Senator Brunsdale moved that Senate Resolution "C" be adopted, which motion carried and Senate Resolution "C" was declared adopted.

Senator Gronvold moved that the absent senator be excused which motion prevailed.

Senator Morgan of Richland moved that the Senate reconsider the committee action by which House Bill No. 84 was indefinitely postponed, which motion was declared lost.

Senator Watt moved that House Bill No. 137 be re-referred from the Committee on State Affairs to the Committee on Appropriations, which motion prevailed and House Bill No. 137 was so ordered re-referred by the President.

Senator Wog moved that House Bill No. 103 be re-referred from the Committee on Highways to the Committee on Appropriations, which motion prevailed and House Bill No. 103 was so ordered re-referred by the President.

Senator Fowler moved that the action of the Senate in laying over Senate Bill No. 40 for two legislative days, be reconsidered, which motion prevailed.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 40, which motion prevailed.

Senator Fowler moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 40, which motion prevailed.

Senator Fowler moved that the Senate do not concur in the House amendments to Senate Bill No. 40 which motion prevailed.

Senator Fowler moved that the President appoint a Conference Committee to meet with a like Committee from the House on Senate Bill No. 40.

The President appointed as a conference committee on Senate Bill No. 40, to meet with a like committee from the House, Senators Fowler, Morgan of Walsh and Greiser.

SECOND READING OF HOUSE BILLS

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to

Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	O'Brien
Adam	Guenther	Olson, McHenry
Beaton	Hill	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Braun	Lavik	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Lofthus	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Greiser		

Those voting in the negative were:

Ginter	Olson, Mountrail	Owings
--------	------------------	--------

Absent and not voting:

Brant	Bridston	Rue
-------	----------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Blank moved that the vote by which House Bill No. 179 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke

Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Brant	Isaak	Rue
-------	-------	-----

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Owings moved that the vote by which House Bill No. 330 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, February 28, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 40, and the President has appointed as a conference committee to act with a like committee from the House, Senators: Fowler, Morgan of Walsh and Greiser.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, February 28, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village;

Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 27, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 51 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Fitch, Peterson of Bottineau and Halvorson.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 26, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Senate Bill No. 134. A Bill for an Act to Authorize the

Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 26, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 46. A Bill for an Act to Amend Section 3787 of the Compiled Laws of North Dakota for 1913 Prescribing Qualifications of Officers Under the Commission Form of City Government.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 27, 1941.

Mr. President: I have the honor to inform you that the House has granted the request of the Senate and sends herewith House Bill No. 179.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, February 27, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 65,
House Bill No. 153,
House Bill No. 175,
House Bill No. 76,
House Bill No. 170.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, McKenzie
Adam	Greiser	Nelson, Renville
Bilden	Gronvold	O'Brien
Blank	Guenther	Olson, McHenry
Bond	Hill	Olson, Mountrail
Brant	Isaak	Owings
Braun	Kamrath	Page
Bridston	Kehoe	Raschko
Brunsdale	Lavik	Solberg

Dahl	Lofthus	Streibel
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young
Fowler		

Those voting in the negative were:

Beaton	Topp	Watt
Thatcher		

Absent and not voting:

Rue	Stucke
-----	--------

So the bill passed and the title was agreed to and the Emergency clause was declared carried.

Senator Tweten moved that the vote by which House Bill No. 319 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Drew	Morgan, Walsh
Beaton	Feton	Nelson, McKenzie
Bilden	Foss	O'Brien
Blank	Fowler	Page
Bond	Gronvold	Raschko
Brant	Guenther	Thatcher
Braun	Hill	Tweten
Bridston	Lavik	Watt
Brunsdale	Lofthus	Wog
Dahl	Morgan, Richland	Young

Those voting in the negative were:

Adam	Kehoe	Owings
Flatt	Nelson, Dickey	Solberg
Ginter	Nelson, Grand Fks.	Streibel
Greiser	Nelson, Renville	Stucke
Isaak	Olson, McHenry	Topp
Kamrath	Olson, Mountrail	Troxel

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Raschko 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. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter	O'Brien	

Absent and not voting:

Brant	Rue
-------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Streibel moved that the vote by which House Bill No. 248 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Young moved that the Senate recess for ten minutes, which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the ten minutes recess.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, February 28, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 8 of the 1939 Session Laws Relating to Unfair Discrimination in the Purchase of Certain Farm Products; Repealing Acts in Conflict, and Declaring an Emergency.

Senate Bill No. 107. A Bill for an Act to Provide a Method of Assigning Sheriff's Certificates, Mortgages, and Other Instruments and of Conveying Title to Lands Which Have Been Acquired by the State and Departments and Agencies Thereof.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk

House of Representatives,
Bismarck, February 27, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and

Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives

Bismarck, February 27, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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 Per-

formed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 5653 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Account or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and and Prescribing Penalties.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adam

Greiser

O'Brien

Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Isaak	Owings
Bond	Kamrath	Page
Brant	Kehoe	Raschko
Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Thatcher
Feton	Nelson, Dickey	Topp
Flatt	Nelson, Grand Fks.	Troxel
Fowler	Nelson, McKenzie	Tweten
Ginter	Nelson, Renville	Watt

Absent and not voting:

Aandahl	Hill	Wog
Bridston	Rue	Young
Foss		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Gronvold moved that the vote by which House Bill No. 329 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Beaton moved that House Bill No. 252 be amended as follows:

Strike out all of Section 4, and renumber all sections accordingly, which motion carried.

Senator Watt moved a further amendment to House Bill No. 252 as follows:

Lines 61 and 71, page four, strike out the word "Dairy" and insert in lieu thereof, the word "Food."

Senator Flatt made a substitute motion that further consideration of House Bill No. 252 be laid on the table.

A roll call was requested and granted.

ROLL CALL

The question being on the substitute motion of Senator Flatt that House Bill No. 252 be laid on the table, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Fowler	Nelson, Renville
Bond	Gronvold	Page
Brant	Isaak	Raschko
Braun	Lavik	Topp
Brunsdale	Lofthus	Watt
Dahl	Morgan, Richland	Wog
Drew	Morgan, Walsh	Young
Feton		

Those voting in the negative were:

Adam	Kamrath	Owings
Bilden	Kehoe	Solberg
Blank	Nelson, Dickey	Streibel
Bridston	Nelson, McKenzie	Stucke
Ginter	O'Brien	Thatcher
Greiser	Olson, McHenry	Troxel

Guenther Olson, Mountrail Tweten
Hill

Absent and not voting:

Foss Rue

So the motion to lay on the table prevailed.

Senator Stucke moved that House Bill No. 300 be amended as follows:

In the last line of the title, strike out the period, insert a comma and the following language "and declaring an emergency," which motion prevailed.

Senator Flatt moved that the rules be suspended and that House Bill No. 300 be placed on Second Reading and Final Passage, as amended, which motion prevailed.

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Olson, Mountrail Solberg

Absent and not voting:

Foss Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Tweten moved that the vote by which House Bill No. 300 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Beaton moved that House Bill No. 294 be amended as follows:

In Line 5 of the title, and Line 5 of Section 1, strike out the words "Seventy-five" and insert in lieu thereof "Sixty."

Senator Flatt moved to further amend House Bill No. 294 by leaving the words "seventy-five" in Line 5, Section 1, and striking out the words "seventy-five" in line 25 and inserting in lieu thereof the word "sixty."

The amendment to the amendment being accepted by

Senator Beaton, the question was put and the motion was declared lost.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Dahl	Morgan, Walsh	Tweten
Drew	Nelson, Dickey	Watt
Feton	Nelson, McKenzie	Wog
Flatt	Nelson, Renville	Young
Fowler		

Those voting in the negative were:

Owings Streibel

Absent and not voting:

Foss Nelson, Grand Fks. Rue
Kehoe

So the bill passed and the title was agreed to.

Senator Braun 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. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

Was read the second time.

Senator Braun moved that further consideration of House Bill No. 95 be laid over one legislative day, which motion prevailed.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Those voting in the negative were:

Streibel

Absent and not voting:

Brant	Foss	Rue
Flatt	Nelson, Grand Fks.	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 331 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Kehoe	Solberg
Bond	Lavik	Streibel
Braun	Lofthus	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, McKenzie	Tweten
Feton	Nelson, Renville	Watt
Fowler	O'Brien	Wog

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser		

Absent and not voting:

Brant	Foss	Rue
Flatt	Nelson, Grand Fks.	Young

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 106 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Fowler	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Wog

Absent and not voting:

Brant	Nelson, Grand Fks.	Stucke
Flatt	Rue	Young
Foss		

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 262 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President announced that the Senate would revert to the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Resolution "C".

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred House Bill No. 164, have had the same under consideration and recommend that the same be amended as follows:

In Section 4, sub-section F, strike out all of lines 28, 29, 30, 31, 32 and 33 after the letter F, and substitute the following:

"Have authority to establish and maintain personnel standards on a merit basis for personnel employed by the state and the county public assistance agencies not covered by a state wide merit system or Civil Service Act."

And when so amended recommend the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred House Bill No. 161, have had the same under consideration and recommend that the same be amended as follows:

In Section 2, Sub-section F, strike out all of lines 25, 26, 27, 28, 29, 30, and 31 after the letter F, and substitute the following:

"Have authority to establish and maintain personnel standards on a merit basis for personnel employed by the state and the county public assistance agencies not covered by a statewide merit system or Civil Service Act."

And when so amended recommend the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that after the signing of bills and resolutions on the Fourteenth Order of Business, the Senate recess until 1:30 March 1st, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution "C". A Resolution Extending Invitation to John Cowles, Newspaper Publisher of Des Moines and Minneapolis, Who Accompanied Wendell L. Willkie on Recent

Trip Abroad to Gain First-hand Knowledge of War Conditions in Great Britain, to Come to Bismarck and Address the North Dakota Legislature.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Senate stood recessed pursuant to the motion of Senator Fowler, until 1:30 P. M., March 1st.

W. J. TROUT, Secretary.

FIFTY-THIRD DAY AFTER RECESS
AND FIFTY-FOURTH DAY

Bismarck, March 1, 1941.

The Senate reconvened at 1:30 P. M., pursuant to recess taken February 28th.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act.

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of

North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

House Bill No. 170. A Bill for an Act Providing for the Establishment of, License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

House Bill No. 106. 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, North Dakota.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-

Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 252. A Bill for an Act Establishing Standards and Definitions of Milk and Milk Products and Butter; and Amending Section 2852 of the Compiled Laws of 1913 and Section 2855a1 of the 1925 Supplement of the Compiled Laws of 1913; and Repealing All Acts or Parts of Acts in Conflict Herewith, Providing for the Enforcement of the Provision of This Act and for Penalties for the Violation Thereof and Declaring an Emergency.

Which the Senate has laid on the table.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 155. A Bill for an Act Making an Emergency Appropriation to the Livestock Sanitary Board to Pay Claims on Cattle Destroyed on Account of Bang's Disease up to July 1, 1941; and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

The President announced that the Senate would be on the Seventh Order of Business.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "P"

Introduced by Committee on Public Welfare.

A Resolution requesting Congress to amend the Social Security Act to provide Federal grants to states for public assistance on an equalization basis, taking into consideration the ability of the state to finance public assistance; to permit the states to develop medical care programs for recipients of public assistance, the cost of such medical care to be matched with Federal funds on a fifty per cent basis; to provide one hundred percent Federal grants to states for assistance for certain Indians; to increase maximum grants in aid for dependent children; to provide for Federal participation in costs incurred by states in referring persons to Federally financed welfare programs; and to provide for the enactment of a new title to the Social Security Act providing for grants in aid to the states for general assistance for needy residents and migrants.

WHEREAS, geographical location and the location of industries and other factors result in wide differences in the tax paying ability of citizens of the various states as evidenced by differences in the per capita income of the states, and

WHEREAS, the problem of providing medical care for public assistance recipients under the Social Security Programs and of providing general assistance to needy residents and migrants has become a burden which exceeds the tax paying ability of many states and local communities, and

WHEREAS, the cost to the states and the local sub-divisions of providing public assistance to Indians living on public reservations in those states having a large Indian population is a burden which those states and local sub-divisions cannot and should not be expected to carry, and

WHEREAS, the cost to the states and local sub-divisions of taking applications, making investigations, and referring

persons to welfare programs such as the Work Projects Administration, Farm Security Administration, and Civilian Conservation Corps, financed with Federal funds, is becoming an increasingly heavy burden on the states because of the requirements of those Federal agencies in connection with such referrals, and

WHEREAS, the maximum amount which the Federal government will match for Aid to Dependent Children under Title IV of the Social Security Act is \$9.00 for any month with respect to one dependent child, and \$6.00 with respect to each other dependent child in a family, which maximum amount is entirely inadequate to provide for the needs of a mother and one or two children, therefore,

BE IT RESOLVED, that the Legislative Assembly of the State of North Dakota hereby memorializes Congress to amend the Social Security Act to:

1. Authorize equalization grants to the states under each public assistance title on the basis of the relationship of the average per capita income in the state to the national average per capita income, with respect to costs of assistance;
2. Add a new title to the Social Security Act providing for grants in aid to the states for general assistance to needy residents and migrants on a matching basis equalized in accordance with the relationship of the average per capita income in the state to the national average per capita income;
3. Amend each public assistance title in the Social Security Act to permit the states to develop medical care programs for recipients of public assistance on a matching basis;
4. Amend each public assistance title to authorize one hundred percent Federal grants to the states for costs of assistance and administration with respect to Indians living on public reservations;
5. Provide for Federal participation in costs incurred by state agencies in referring persons to Welfare programs financed with Federal funds such as Work Projects Administration, Farm Security Administration, Civilian Conservation Corps, etc.;
6. Amend Title IV of the Social Security Act increasing the grants which the Federal government will match to \$20.00 for the first child in each family, and \$6.00 for each additional child in the family.

BE IT FURTHER RESOLVED, that this resolution be sent to the President and the Congress of the United States and the Congressional delegation from North Dakota.

Was read the first time, and referred to the Committee on Public Welfare.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

- Senate Bill No. 45,
- Senate Bill No. 63,
- Senate Bill No. 66,
- Senate Bill No. 94,

Senate Bill No. 103,
 Senate Bill No. 104,
 Senate Bill No. 105,
 Senate Bill No. 131,
 Senate Bill No. 132,
 Senate Bill No. 133,
 Senate Bill No. 134,
 Senate Bill No. 135,
 Senate Bill No. 136,
 Senate Bill No. 142,
 Senate Bill No. 146,
 Senate Bill No. 169.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that:

Senate Memorial Resolution "G."

Was delivered to the Secretary of State for his approval at the hour of 4:16 o'clock, P. M., February 28, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Military and Indian Affairs to whom was referred House Concurrent Resolution "S," have had the same under consideration and recommend that the same do pass.

GUST TWETEN, Acting Chairman.

Senator Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Military and Indian Affairs to whom was referred House Concurrent Resolution "O," have had the same under consideration and recommend that the same do pass.

GUST TWETEN, Acting Chairman.

Senator Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 105, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 108, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, strike out the figures "\$141,536.00" and insert in lieu thereof the figures "\$136,536.00."

In line 26, strike out the figures "\$145,000.00" and insert in lieu thereof the figures "\$140,000.00."

In line 34, strike out the figures "\$464,988.00" and insert in lieu thereof the figures "\$459,988.00."

In line 41, strike out the words "Addition to Machine Shed" and insert in lieu thereof the words, "80 acres new land."

In line 51, strike out the figures "\$486,536.00" and insert in lieu thereof the figures "\$481,536.00."

Strike out everything after line 52.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 109, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 6, strike out the figures "\$327,090.00" and insert in lieu thereof the figures "\$319,323.00."

In line 15, strike out the figures "\$82,767.00" and insert in lieu thereof the figures "\$80,000.00."

In line 16, strike out the figures "\$102,620.00" and insert in lieu thereof the figures "\$99,853.00."

In line 29, strike out the figures "\$68,000.00" and insert in lieu thereof the figures "\$63,000.00."

In line 38, strike out the figures "\$321,220.00" and insert in lieu thereof the figures "\$313,453.00."

In line 54, strike out the figures "\$346,970.00" and insert in lieu thereof the figures "\$339,203.00."

In line 64, strike out the figures "\$360,090.00" and insert in lieu thereof the figures "\$352,323.00."

In line 67, strike out the figures "\$418,090.00" and insert in lieu thereof the figures "\$410,323.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred House Bill No. 186, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred House Bill No. 187, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred House Bill No. 188, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred House Bill No. 211, have had the same under consideration and recommend that the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Military and Indian Affairs to whom was referred House Bill No. 258, have had the same under consideration and recommend that the same do pass.

GUST TWETEN, Acting Chairman.

Senator Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Bill No. 272, have had the same under consideration and recommend that the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Military and Indian Affairs to whom was referred House Bill No. 289, have had the same under consideration and recommend that the same do pass.

GUST TWETEN, Acting Chairman.

Senator Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 56, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 123, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 191, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 193, have had the same under consideration and recommend that the same be amended as follows:

On page 4 of the printed bill, line 4 strike out the following words and figures, "not less than \$100,000.00" and insert in lieu thereof the figures, "\$25,000.00."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 215, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 223, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 274, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 278, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 302, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 328, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A Majority of your Committee on State Affairs to whom was referred House Bill No. 32, have had the same under consideration and recommend that the same do pass.

M. R. YOUNG
C. N. BRUNSDALE
G. F. DREW
N. N. NELSON
J. L. FLATT
A. W. FOWLER
J. B. BRIDSTON, Chairman

Mr. President: A Minority of your Committee on State Affairs to whom was referred House Bill No. 32, have had the same under consideration and recommend that the same be indefinitely postponed.

ROB. GRIESER
AXEL OLSON
GUST WOG
R. M. STREIBEL
R. A. OWINGS
HARRY O'BRIEN
WALTER BOND

Senator Bridston moved that the report of the Majority of the Committee on State Affairs on House Bill No. 32 be adopted.

Senator Owings made a substitute motion that the report of the minority of the Committee on State Affairs on House Bill No. 32 be substituted for the report of the majority, which motion prevailed.

Mr. President: Your Committee on Game and Fish, to whom was referred House Bill No. 221, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 237, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Game and Fish to whom was referred House Bill No. 249, have had the same under consideration and recommend that the same do pass.

H. C. GUENTHER, Chairman.

Senator Guenther moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 72, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Insurance to whom was referred House Bill No. 115, have had the same under consideration and recommend that the same do pass.

C. N. BRUNSDALE, Chairman.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 207, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted.

A division was requested and granted on Senator Bridston's motion. The vote being 23 to 23, a roll call was requested and granted.

ROLL CALL

The question being on the motion of Senator Bridston that House bill No. 207 be indefinitely postponed, the roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl
Blank

Flatt
Foss

O'Brien
Olson, McHenry

Bond	Fowler	Raschko
Braun	Gronvold	Streibel
Bridston	Guenther	Thatcher
Brunsdale	Nelson, Grand Fks.	Topp
Drew	Nelson, Renville	Young

Those voting in the negative were:

Adam	Isaak	Olson, Mountrail
Beaton	Kamrath	Owings
Bilden	Kehoe	Page
Brant	Lavik	Solberg
Dahl	Lofthus	Stucke
Feton	Morgan, Richland	Troxel
Ginter	Morgan, Walsh	Tweten
Greiser	Nelson, Dickey	Watt
Hill	Nelson, McKenzie	Wog

Absent and not voting:

Rue

So the motion of Senator Bridston was declared lost.

Senator Greiser: "Mr. President. We are pretty evenly divided on this so I vote "No" to get it on the calendar."

Senator Olson of Mountrail: "Mr. President. I am voting "No" in order to get this bill on the calendar."

Senator Fowler moved that House Bill No. 207 be placed on the calendar, which motion prevailed.

Senator Hill moved that the House be requested to return House Bill No. 152, which motion prevailed.

Senator Dahl moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FIFTY-FOURTH DAY

Bismarck, March 1, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain: Rev. O. O. Andvik of Mandan.

Roll Call: All members present except Rue.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 195 of the Session Laws of 1935, as Amended by Section 3 of Chapter 178, of the Session Laws of 1939. Declaring an Emergency.

House Bill No. 274. A Bill for an Act Fixing the Maximum Annual Compensation Which May Be Paid to Persons Holding Administrative or Supervisory Positions Under the State Welfare Board or Any State Agency Which Is Its Successor.

House Bill No. 302. A Bill for an Act Requiring That All Public Funds of the State Be Paid Into the General Fund of the State and Be Disbursed Only Upon Legislative Appropriation, Excepting Funds of the Bank of North Dakota, Monies Payable to the State Hail Insurance Fund, State

Bonding Fund, State Fire and Tornado Fund, Workmen's Compensation Fund, Funds Under the Jurisdiction of the Board of University and School Lands, Funds of the State Mill and Elevator Association, Funds Required for the Payment of Interest and Principal of Bonds and Other Fixed Obligations of the State, Funds Paid to the Teachers Insurance and Retirement Fund, Monies Received Under the Retail Sales Tax Act, State Gasoline Tax Law, Monies Received from the Motor Vehicle License Fees, and Funds Allocated to the State by the Federal Government; Repealing All Laws Providing for Special Funds with the Exceptions Above Noted and Repealing All Laws or Parts of Laws in Conflict Herewith.

House Bill No. 32. A Bill for an Act to Repeal Chapter 51 of the Session Laws of the State of North Dakota for the Year 1933, Establishing a Tannery at the Penitentiary of the State of North Dakota, and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 152.

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-third day and find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received protesting the cutting of appropriation of the Division of Correspondence Study course from Robert Flickinger of Hope; Eleanore Schmidt of Niagara; Mrs. Guy Flickinger of Hope; Karl J. Schwal and Mike J. Schwal of Gladstone; Robert O. Anderson of Parshall; Lenore Wutzke, of Arena; Louise Jacober of Hebron; Karl J. Schiwal of Gladstone; Arthur D. Krueger of Fredonia; Marvin Titterud of McGregor; Wayne Fallgatter of Kintyre; Adeline Heitzman of McClusky; Wilma Kostad of Flaxton; Paul Klamm of Thompson; Frank Kolling of Gladstone; Olga Schoell of Montpelier; Theresa Gerszewski of Ardoch; Beatrice Palmer of Ayr; Mrs. Otto Anderson of Parshall; Pius Mastell of Beulah; T. W. Thordarson of Fargo; all of which were referred to the Committee on Appropriations.

Other communications received from Bob Allison, Edward Pounds, Anton Gross, Oscar Lee, Wendelin Dall, Jake Bucholz, Nat Lattimore, A. W. Grover, John J. Dall, Adam Matherne, Henry Kinsela, Marcus Lattla, Wm. Palenski, James T. Karas and Christ Geiger of Bismarck, protesting passage of House Bills Nos. 291 and 139 which were referred to the Committee on Insurance and re-referred to the Committee on Ways and Means.

The Secretary of the Senate read a letter from Frank Bane,

Director, Division of State and Local Cooperation, which was ordered printed in the Journal without objection, by the President.

THE ADVISORY COMMISSION TO THE COUNCIL OF
NATIONAL DEFENSE
Washington, D. C.

February 20, 1941.

Hon. W. J. Trout
Secretary of the Senate
State Capitol
Bismarck, North Dakota

My dear Mr. Trout:

At the request of the President I am writing to acknowledge receipt of Senate Concurrent Resolution "F" of the Twenty-seventh Legislative Assembly of the State of North Dakota.

As the activities associated with the national defense program continue and expand, the products of all sections of the country will enter more and more into the program. Consequently the people of the State of North Dakota may be sure that the resources of their State will be drawn upon wherever they may be used to the advantage of the national defense effort.

The patriotic interest which inspired the resolution of your legislative assembly is sincerely appreciated.

Very sincerely,

FRANK BANE,

Director, Division of

State and Local Cooperation

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Adam	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Blank	Guenther	Olson, Mountrail
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler		

Those voting in the negative were:

Aandahl	Hill	Owings
Beaton	Morgan, Walsh	Solberg
Feton	Nelson, Renville	Watt

Absent and not voting:

Ginter	Rue	Thatcher
--------	-----	----------

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 95 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Which the House has amended as follows:

In original bill, Sec. 5, line 44, strike period at end of line and add "and amendments thereto".

In Sec. 8, line 65 of original bill, strike out the period at end of the line and add "and amendments thereto".

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Which the House has amended as follows:

In line 12, of Section 1, of the bill, strike out the word "petitioner".

Strike all of line 13.

In line 14 strike out all of line preceding the comma.

At end of line 12 add: "petition should be granted".

Renumber lines accordingly.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Which the House has amended as follows:

In the title, in line four, after the words "section 13" add "of Chapter 1."

In line 102 of Sec. 8 of printed bill after words "section 13" add "of Chapter 1."

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Which the House has amended as follows:

In the second line of the title after the word "thereof" insert a period and strike out the following:

"and authorizing a tax levy for the maintenance of youth activities."

Strike out all of Section 1 and insert in lieu thereof the following:

Section 1. The establishment of a Community Youth Council in each city, village, or township, is hereby authorized. Such a Council may be initiated by the mayor of any city, by the president of the city commission, by the chairman of the Board of Trustees of any village, or by the chairman of the Board of Supervisors of a township, or by the superintendent or principal of the schools of the community. The officer so initiating the Council shall appoint as additional members thereof representatives of the local government, the churches, the American Legion, and of all service or women's clubs or welfare organizations in the community. All members of the Council shall serve without compensation.

Strike out all of Section 3 and insert in lieu thereof the following:

SECTION 3.) The initiating officer shall call the Council into being on petition of any organization or of five residents of the community or on his own motion. The Council shall organize by the selection of a chairman and a secretary and adoption of such rules and regulations for future meetings and activities as it may deem desirable for the purpose of carrying out the objects of this Act. Three members shall be sufficient to organize the Council and shall constitute a quorum.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Which the House has amended as follows:

In line 32, page 3, after the comma following the word "lands" add the following "and final decrees of distribution".

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Which the House has amended as follows:

To strike out amendment made by the Senate and leave the same as the printed bill.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Senate Bill No. 19. 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. 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.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 7. 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. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Senate Bill No. 14. 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.

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,

Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Senate Bill No. 137. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 254 of the Session Laws of 1935; Providing That Deeds Taken in Lieu of Foreclosure Shall Have the Force and Effect of a Sheriff's Certificate on Foreclosure Sale as to All Subsequent Lien Holders; for Notice to Subsequent Lien Holders, of the Record of Such Deeds Preserving to Such Subsequent Lien Holders the Same Rights of Redemption as They Would Have Had, Had Foreclosure Been Made; Providing That After the Period of Redemption Expires, Such Deeds Shall Have the Full Force and Effect of a Sheriff's Deed on Foreclosure as Against Subsequent Lien Holders Who Do Not Redeem.

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Empower the Legislative Assembly or the Electors by Initiated Measure to Provide for an Appointive Board to Manage the Permanent Funds of the State, Which Board, If Established, Will Supersede, the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 40: Reps. Shure, Sagehorn and Bymers.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Page
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Bridston	Morgan, Richland	Topp
Brunsdale	Morgan, Walsh	Troxel
Dahl	Nelson, Dickey	Tweten
Drew	Nelson, Grand Fks.	Watt
Feton	Nelson, McKenzie	Wog
Flatt	Nelson, Renville	Young
Foss		

Those voting in the negative were:

Greiser	Olson, McHenry	Owings
---------	----------------	--------

Absent and not voting:

Ginter	Hill	Rue
--------	------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan of Richland moved that the vote by which House Bill No. 1 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 Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor

Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

Senator Watt moved that House Bill No. 62 be amended as follows:

On page 3, line 12, strike out the words and figures "One and No/100 (\$1.00) and insert in lieu thereof, the words and figures "Seventy-five cents (75c) and on page 7, line 17, the word "thirty" be stricken out and the word "twenty" inserted in lieu thereof.

Senator Young made a substitute motion that House Bill No. 62 be laid over one legislative day, which motion prevailed.

Senator Gronvold moved that the Senate do concur in the House amendments to Senate Bill No. 96, which motion prevailed.

Senator Gronvold moved that the rules be suspended and that Senate Bill No. 96 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return House Bill No. 152, which the Senate has requested.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Greiser		

Those voting in the negative were:

Owings

Streibel

Absent and not voting:

Adam

Ginter

Nelson, Grand Fks.

Bilden

Guenther

Rue

Bridston

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 1, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 96.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate reconsider the action by which House Bill No. 152 was indefinitely postponed, which motion prevailed.

Senator Fowler moved that House Bill No. 152 be placed on the calendar, which motion prevailed.

Senator Fowler moved that the Senate be on the Eleventh Order of Business, which motion prevailed.

Senator Fowler moved that House Bills Nos. 141, 166, 273, 222, and 213 be placed on second reading and that on the conclusion of the Eleventh Order of Business, the Senate recess for twenty minutes, which motion prevailed.

The Secretary read House Bills Nos. 141, 166, 273, 222 and 213 after which the Senate stood recessed pursuant to Senator Fowler's motion.

The Senate reconvened at the conclusion of the twenty minute recess.

The President announced that House Bill No. 202 would be re-referred to the Committee on Appropriations, from the Committee on State Affairs.

Senator Fowler moved that the Senate be on the Eleventh Order of Business.

Senator Fowler moved that House Bills Nos. 117, 128, 167, 212, 261, 301, 335, 127, 199, 116, 326, 99, 135, 136, 184, 240, 245, 255, 164, 161, 105, 108, 109, 207, 186, 187, 188, 211, 258, 272, 289, 123, 191, 193, 215, 223, 278, 328, 221, 237, 249, 72 and 115 be placed on second reading and at the conclusion of the reading of the above numbered bills, the Senate stand recessed until 1:00 P. M., Monday, March 3rd.

The Secretary read House Bills as enumerated in Senator Fowler's motion.

The Senate now stood recessed, pursuant to the motion of Senator Fowler until 1:00 P. M., Monday, March 3rd.

W. J. TROUT, Secretary.

FIFTY-FOURTH DAY AFTER RECESS
AND FIFTY-SIXTH DAY

Bismarck, March 3, 1941.

The Senate reconvened at 1:00 P. M., pursuant to recess taken March 1st, with Lieutenant Governor Hagen presiding.

The President announced that the Senate would be on the twelfth order of business.

SECOND READING OF HOUSE BILLS

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adam	Gronvold	Olson, Mountrail
Beaton	Kamrath	Owings
Bilden	Kehoe	Page
Bond	Lavik	Raschko
Brant	Lofthus	Solberg
Bridston	Morgan, Richland	Streibel
Brunsdale	Morgan, Walsh	Stucke
Dahl	Nelson, Dickey	Thatcher
Drew	Nelson, Grand Fks.	Topp
Flatt	Nelson, McKenzie	Troxel
Foss	Nelson, Renville	Tweten
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young

Absent and not voting:

Aandahl	Greiser	Isaak
Blank	Guenther	Rue
Braun	Hill	Watt
Feton		

So the bill passed and the title was agreed to.

Senator Brant moved that the vote by which House Bill No. 128 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Isaak	Owings
Bond	Kamrath	Page
Brant	Kehoe	Raschko
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Walsh	Stucke
Drew	Morgan, Richland	Thatcher
Feton	Nelson, Dickey	Topp
Flatt	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Aandahl	Greiser	Rue
Blank	Hill	Watt
Braun		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Gronvold 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.

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Adam	Ginter	Nelson, Renville
Beaton	Gronvold	O'Brien
Bilden	Guenther	Olson, McHenry

Bond	Isaak	Page
Brant	Kamrath	Raschko
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Morgan, Richland	Thatcher
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Olson, Mountrail	Owings	Tweten
Absent and not voting:		
Aandahl	Greiser	Rue
Blank	Hill	Watt
Braun		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl moved that the vote by which House Bill No. 141 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adam	Gronvold	O'Brien
Beaton	Guenther	Olson, McHenry
Bilden	Hill	Olson, Mountrail
Blank	Isaak	Owings
Bond	Kamrath	Page
Brant	Kehoe	Raschko
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Drew	Morgan, Richland	Thatcher
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Tweten
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young

Absent and not voting:

Aandahl	Greiser	Stucke
Braun	Rue	Watt
Dahl		

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which

House Bill No. 166 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 Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

Senator Fowler moved that House Bill No. 167 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Adam	Ginter	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Hill	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Drew	Morgan, Richland	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Those voting in the negative were:

Owings Streibel

Absent and not voting:

Aandahl	Greiser	Rue
Braun	Guenther	Watt
Dahl	Nelson, Dickey	

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 212 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County

Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate be on the Fifth Order of Business, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 96,

And find the same correctly Re-engrossed and Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7,

Senate Bill No. 8,

Senate Bill No. 9,

Senate Bill No. 10,

Senate Bill No. 11,

Senate Bill No. 12,

Senate Bill No. 13,

Senate Bill No. 14,

Senate Bill No. 15,

Senate Bill No. 16,

Senate Bill No. 17,

Senate Bill No. 19,

Senate Bill No. 20,

Senate Bill No. 22,

Senate Bill No. 23,

Senate Bill No. 25,

Senate Bill No. 121,

Senate Bill No. 194.

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 241, have had the same under consideration and recommend that the same be returned without recommendation.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted.

Senator Solberg made a substitute motion that House Bill No. 241 be indefinitely postponed, which motion was lost on a division vote.

Senator O'Brien moved that House Bill No. 241 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 2, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$38,800.00."

In line 10, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$3,600.00."

In line 30, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$38,800.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 6, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, strike out the figures "\$595,300.00" and insert in lieu thereof the figures "\$596,100.00."

In line 10, strike out the figures "\$9,600.00" and insert in lieu thereof the figures "\$10,400.00."

In line 41, strike out the figures "\$223,090.00" and insert in lieu thereof the figures "\$223,890.00."

In line 70, strike out the figures "\$595,300.00" and insert in lieu thereof the figures "\$596,100.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 23, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, strike out the figures "\$185,910.00" and insert in lieu thereof the figures "\$190,910.00."

After line 20, add a new line, 20 (a) Rent to Agricultural College \$5,000.00.

In line 22, strike out the figures "\$185,910.00" and insert in lieu thereof the figures "\$190,910.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred HCR No. 63 have had the same under consideration and recommend that the same be amended as follows:

In Section 202, line 14 of the engrossed bill, strike out the words "forty-thousand" and insert in lieu thereof, the words "thirty-thousand."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred HCR No. 64 have had the same under consideration and recommend that the same be amended as follows:

In Section 25 line 12 of the engrossed bill, strike out the

word "thirty" and insert in lieu thereof the word "twenty."

In line 45 after the word "measure," strike out the word "may" and insert in lieu thereof the word "shall."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 82, have had the same under consideration and recommend that the same be amended as follows:

House Bill No. 82, have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the engrossed bill, strike out the figures "25" and insert in lieu thereof the figures "50."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 114, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 122, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 307, have had the same under consideration and recommend that the same be amended as follows:

In line 16 of the engrossed bill after the word "than" strike out the word "five" and insert in lieu thereof the word "ten."

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 299, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 139, have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which mo-

tion prevailed on a division vote, and the report was adopted.

Senator Kamrath moved that the vote by which the report of the Committee on Ways and Means was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 156, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Flatt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 194, have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill, Section 1, line 9, strike out the word "within" and insert the words "on or before."

In line 10, strike out the words, "ten days from the date of entry" and insert in lieu thereof "sale and delivery" also strike out the word "into" in the same line, and insert the word "in."

Also in Section 6, strike out the figure "41" and insert the figure "14."

And when so amended recommend the same do pass.

ED. A. HILL, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 263, have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Elections to whom was referred House Bill No. 244, have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 265, 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 license and regulate the operation of amusement games; levying a tax therefor, appropriating revenue derived therefrom, and repealing all Acts and parts of Acts in conflict therewith.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. LICENSE.) It shall be unlawful for any person or persons, firm or corporation to set up for operation,

operate, lease or distribute for the purpose of operating any coin-operated amusement device which can be legally operated in the State of North Dakota, without first having obtained a license therefor.

SECTION 2. Amusement games shall include such games and devices as electric ray guns, music boxes, picture boxes, bumperball or pinball, and other similar miniature games, whether or not they show a score, where the charge for playing is collected by a mechanical device, provided, however, that this Section shall not be construed to apply to any machine which may constitute a lottery under the laws of this State.

SECTION 3. Any person, firm or corporation who displays any coin-operated amusement devices as herein defined to the public to be played or operated by the public, shall secure for each such device an annual license, the fee for said license being due and payable on July 1 of each year. No license shall be issued for any fractional portion of a year, except that if any devices are put on display at any time after January first and before July first of any year the license fee for such period until July first shall be one-half of the amount of the license fee provided for herein.

SECTION 4. Before any such amusement device is put on display to the public, to be played or operated by the public, the owner or person in possession thereof shall pay an annual license fee as follows: For all games operated by the insertion of a penny, ten (\$10.00) dollars per year for the first machine, and two dollars (\$2.00) for each additional machine; and for all games operated by the insertion of a five-cent piece or greater denominations, the sum of twenty-five (\$25.00) dollars per year for the first machine, and seven dollars and fifty cents (\$7.50) for each additional machine so displayed by him to the public.

SECTION 5. It shall be the duty of the Attorney General's Licensing Department to administer and enforce the provisions of this act, and for that purpose the Attorney General is hereby directed, authorized and empowered to make, promulgate and enforce such reasonable rules and regulations as he may deem necessary and expedient. The Attorney General and/or the inspectors of said Department are hereby authorized to confiscate all machines as herein defined upon which the tax herein imposed has not been paid as provided; and to do any and all acts necessary or expedient for the strict enforcement of the provisions of this act.

SECTION 6. Concurrent with the issuance of each license for each machine, the Attorney General shall issue a metal plate or other device prescribed by him upon which shall appear the serial number of the license and the manufacturer's serial number of the machine; such plates must at all times be firmly attached to the machine and prominently displayed thereon.

SECTION 7. All money collected hereunder for licenses on amusement devices as defined herein shall be remitted to the State Treasurer and shall be credited to the General Fund of the State.

SECTION 8. There is hereby appropriated out of the monies collected under this act the sum of three thousand (\$3,000.00) dollars for the purpose of administering the pro-

visions of said act, providing, however, that this appropriation shall not exceed the amount of revenue collected under the provisions of this act.

SECTION 9. Any person or persons, firm or corporation engaged in the operating or displaying to the public of any amusement devices as defined herein in violation of any of the provisions of this act shall be guilty of a misdemeanor and shall upon conviction thereof be fined not more than one hundred (\$100.00) dollars or imprisoned not more than thirty (30) days, or both such fine and imprisonment; each machine upon which such person, firm or corporation has failed to secure such license which is displayed to the public shall constitute a separate offense.

SECTION 10. SAVING CLAUSE.) If any section, subsection, sentence, clause, phrase or word of this act, is for any reason held or declared to be unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this act; and it shall be construed to have been the legislative intent to pass this act without such unconstitutional, inoperative or invalid part therein and the remainder of this act, after the exclusion of such part or parts shall be deemed and to be valid as if such excluded parts had not been included therein; and if this act or any provision thereof shall be held inapplicable to any person, groups of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances."

And when so amended recommend the same do pass.

ED. A. HILL, Chairman.

Senator Brant moved that the report of the Committee on Ways and Means on House Bill No. 265 be printed in the Journal and further action laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Elections to whom was referred House Bill No. 285, have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD, Chairman.

Senator Gronvold moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred House Bill No. 315, have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A majority of your Committee on Insurance to whom was referred House Bill No. 291, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE
M. R. YOUNG
H. G. GUENTHER
J. E. BRIDSTON
P. W. BLANK
C. N. BRUNSDALE, Chairman.

Mr. President: A minority of your Committee on Insurance to whom was referred House Bill No. 291, have had the same under consideration and recommend that the same be indefinitely postponed.

WM. A. THATCHER
JOHN J. ADAM
R. R. LOFTHUS

Senator Brunsdale moved that the report of the Majority of the Committee on Insurance on House Bill No. 291 be adopted.

Senator Lofthus made a substitute motion that the report of the minority of the Committee on Insurance on House Bill No. 291 be substituted for the report of the majority, which motion prevailed.

Senator Owings moved that the vote by which the report of the minority of the Committee on Insurance on House Bill No. 291 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.
W. J. TROUT, Secretary.

FIFTY-SIXTH DAY

Bismarck, March 3, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain: Rev. O. O. Andvik of Mandan.

Roll Call: All members present except Greiser and Rue.

Lieutenant Governor Hagen called President Pro Tem Young to the Chair.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

House Bill No. 166. A Bill for an Act to Amend and Re-

enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Third day after recess and the fifty-fourth day and find the same correct.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A resolution was received at the desk from the Bottineau County Auditor which had been passed by the county commissioners, protesting a change in the trucking laws, which was referred to the Committee on Highways.

Communications were received protesting the cutting of the appropriation of the Division of Correspondence Study course from Cordelia Steyer, Buffalo Springs; C. J. Anderson, Foxholm; Wanda Walker, Golden Valley; Donald H. Jacobson, Binford; James Borgen, Forbes; Wandla Ellefson, Mayville; Dorothy Knudsvig, Buxton; Louise Voegele, Zap; Irene W. Sailer, Zap; Beatrice Abrahamson, Binford; Alice Pederson, McHenry; Mrs. Selma Evju, Mandan; Ann Moser, Egeland; Frieda Degele, Gladstone; Mrs. Joe Degele, Gladstone; Ruth Remboldt, Bowdon; Mr. and Mrs. Iver A. Thorp, Willow City; Phyllis Hetterle, Temvik; Theodore Becker, Jr., Gorham; Ada L. Wetzell, Tuttle; Alice Larson, Tuttle; James Fella, Cooperstown; Dorayn Von Horn, Milnor; and Ralph W. Morrison, Gackle, which were referred to the Committee on Appropriations.

A communication was read from Mrs. Milton Rue thanking the senators and desk force for the flowers sent to Senator Rue.

A telegram was read from the Bismarck Central Trades and Labor Assembly urging defeat of House Bill No. 291, which was referred to the Committee on Insurance.

A telegram was received from the Mercer county Board of Commissioners urging support of House Bill No. 250 and Senate bill 188, which was referred to the Committee on Tax and Tax Laws.

Chandler Ariz., Mar. 2, 1941.

Secretary State Senate: Red Bowman of Minneapolis transmitted your kind invitation for me to speak to North Dakota

legislature. Unfortunately it will be impossible for me to get back to Minnesota or North Dakota before latter part of March so with genuine regret I am forced to decline. Thanks for asking me. John Cowles.

Senator Gronvold moved that the absent senators be excused, which motion prevailed.

Senator Aandahl moved that House Bill No. 246 be referred from the Committee on Education to the Committee on Appropriations, which motion carried and House Bill No. 246 was so ordered re-referred by the President Pro Tem.

Senator Fowler moved that House Bill No. 152 be re-referred to the Committee on Tax and Tax Laws, which motion prevailed and House Bill No. 152 was so ordered re-referred by the President Pro Tem.

Lieutenant Governor Hagen resumed the Chair.

Senator Fowler asked that the Senate be on the fifteenth order of business, which request was granted.

Senator Fowler moved that the Senate be on the twelfth order of business for the second reading of House Bills, and that after the reading of House Bills Nos. 241, 2, 6, 23, 82, 114, 122, 307, 299, 156, 194 and 263 and House Concurrent Resolutions Nos. 63, 64, "S" and "O" and the signing of bills the Senate recess until 1:00 P. M., March 4th, which motion prevailed.

The Secretary read House Bills Nos. 241, 2, 6, 23, 82, 114, 122, 307, 299, 156, 194 and 263 and House Concurrent Resolutions Nos. 63, 64, "S" and "O."

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 7. 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.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate 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.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 14. 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.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 16. A Bill for an Act Making an Appropria-

tion to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 19. 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.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Opera-

tions from Personal Property Tax in First Year After the Purchase.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County,

and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office

or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Account or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and and Prescribing Penalties.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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.

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

House Bill No. 106. 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, North Dakota.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to

Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to transmit:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 1, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

Senate Concurrent Resolution "N." A Concurrent Resolution In Regard to Third House Session and Dance in Capitol Corridors.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 2. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

Which the House has adopted.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 190. A Bill for an Act to Amend and Re-enact Section 13 of Chapter 235 of the Session Laws of 1929 Relating to Tax Levy Limitations.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Senate Bill No. 139. A Bill for an Act to Provide a Method for the Satisfaction of Chattel Mortgages, Crop Mortgages, Conditional Sale Contracts and Other Liens Filed in the Office of the Register of Deeds and Specifying the Form of Such Satisfaction, and Declaring an Emergency.

Senate Bill No. 197. A Bill for an Act to Provide Revenue for the Enforcement of the North Dakota Food and Drugs Act and the North Dakota Cosmetic Act; Prevent Adulteration and Misbranding of Foods, Drugs and Cosmetics; to Provide for Registration and Licensing Thereof; and to Provide Penalties for Violation Thereof.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Senate Bill No. 185. A Bill for an Act to Amend and Re-enact Section 6789, of the Compiled Laws of North Dakota, for the Year 1913; and Repealing Section 6786, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Pledged Securities.

Senate Bill No. 150. A Bill for an Act Providing for the Change of Place of Trial of Civil and Criminal Actions Triable to a Jury in Counties Where Jury Terms Have Not Been Held for a Period of One Year, and Providing the Necessary Procedure Therefor, in Addition to That Now Provided by Law for the Change of Place of Trial of Criminal and Civil Actions.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of the State of North Dakota, for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, by Chapter 168 of the Session Laws for 1935, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative

Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Which the House has amended as follows:

Strike out the "period" at the end of the title and insert a "comma" and the following words "and transportation."

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Which the House has amended as follows:

In line 40 strike out the figures "\$50,000.00" and insert in lieu thereof the figures "\$42,000.00."

Add a new line numbered 40A and the following:

Indemnity available upon passage and approval "\$8,000.00."
(The totals will remain the same)

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1 and House Bill No. 95.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 300.

C. R. VERRY, Chief Clerk.

The Senate now stood recessed until 1:00 P. M. March 4th, pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 4, 1941.

The Senate reconvened at 1:00 P. M. pursuant to recess taken March 3rd, with Lieutenant Governor Hagen presiding.

The President announced that the Senate would be on the Eighth Order of Business, pursuant to request of Senator Solberg.

Senator Solberg moved that the Senate request the return from the House of House Bill No. 128, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Senate Bill No. 19. 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. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7. 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. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate 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.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Senate Bill No. 14. 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.

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis

Duane Crites, Minor Children of National Guardsman John E. Crites.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 3, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Account or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and and Prescribing Penalties.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of

Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of House Bill No. 128.

W. J. TROUT, Secretary.

The President announced the Senate would be on the Twelfth Order of Business.

SECOND READING OF HOUSE BILLS

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, McKenzie	Wog

Fowler Nelson, Renville Young
Ginter

Absent and not voting:

Beaton Nelson, Grand Fks. Rue
Brunsdale Olson, Mountrail Topp

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan of Richland moved that the vote by which House Bill No. 261 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President announced that the Senate would revert without objection, to the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that:

Senate Concurrent Resolution "M,"
Senate Concurrent Resolution "N,"
Senate Concurrent Resolution "J,"

Were delivered to the Secretary of State for his approval at the hour of 10:57 o'clock A. M., March 4th, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that:

Senate Resolution "C."

Was delivered to the Secretary of State for his approval at the hour of 2:54 o'clock, P. M., March 3rd, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 67,
Senate Bill No. 79,
Senate Bill No. 83,
Senate Bill No. 102,
Senate Bill No. 127,
Senate Bill No. 179,
Senate Bill No. 208.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred Senate Concurrent Resolution "P," have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 20, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$50,199.00" and insert in lieu thereof the figures "\$48,899.00."

In line 12, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 13, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$200.00."

In line 14, strike out the figures "\$250.00" and insert in lieu thereof the figures "\$150.00."

In line 15, strike out the figures "\$800.00" and insert in lieu thereof the figures "\$300.00."

In line 22, strike out the figures "\$50,199.00" and insert in lieu thereof the figures "\$48,899.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations, to whom was referred House Bill No. 46, 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 requiring all counties, townships, school districts, cities, villages, park districts and other municipal corporations within the State which are now or may hereafter be authorized to sell and use bonds for any purpose whatsoever, to advise the State and all State Agencies or Departments which have trust funds to invest in such bonds, that said bonds will be offered for sale at public vendue; forbidding the purchase of such bonds from private purchasers, except under certain conditions, and providing a penalty for non-compliance herewith.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. NOTICE TO STATE OR STATE DEPARTMENTS) At least 30 days before any county, township, school district, city, village, park district or other municipal corporation within the State of North Dakota, which is now or may hereafter be authorized by law to issue and sell bonds for any purpose whatever shall sell and deliver such bonds, the governing board shall notify, by registered mail, the Board of University and School Lands and the Industrial Commission of the State of North Dakota, that such bonds will be offered at public vendue, giving in said notice complete and detailed information relating to said bond issue and the time and place that such bonds will be offered for sale.

SECTION 2. Should the said Board or any of said agencies or departments fail to submit an offer or bid for such bonds, or should said Board or any of said agencies or departments offer or bid for such bonds but not be the successful purchaser or bidder, it shall not within five years after the sale of said bonds, purchase said bonds or any part thereof, except at a price no greater than that paid by the successful bidder for the same.

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be printed

in the Journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 91, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Irrigation and Drainage to whom was referred House Bill No. 168, have had the same under consideration and recommend that the same do pass.

AXEL OLSON, Chairman.

Senator Olson of Mountrail moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Bill No. 177, have had the same under consideration and recommend that the same be amended as follows:

In line four of the title after the figure "3" insert "of Chapter 1."

In line one of Section 2 after the figure "3" insert "of Chapter 1."

And when so amended recommend the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Bill No. 224, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section "29."

And when so amended recommend the same do pass.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Bill No. 251, have had the same under consideration and recommend that the same be placed on the calendar without Committee recommendation.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 206, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Education, to whom was referred House Bill No. 286, have had the same under consideration and recommend that the same do pass.

FRED G. AANDAHL, Chairman.

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture and Livestock to whom was referred House Bill No. 304, have had the same under consideration and recommend that the same be indefinitely postponed.

A. N. LAVIK, Chairman.

Senator Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 332, have had the same under consideration and recommend that the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hill moved that the report of the Committee on Ways and Means on House Bill No. 265, as printed in the Senate Journal of March 3rd, be adopted, which motion prevailed.

Senator Flatt moved that the Senate reconsider the action by which House Bill No. 139 was indefinitely postponed, which motion was declared lost.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "Q"

Introduced by Senators Hill, Stucke and Lofthus.

WHEREAS, Dr. F. Gray Butcher, State Entomologist and grasshopper control leader has stated that much of North Dakota faces a very serious grasshopper infestation during the coming crop year, stating in part that "Most severe and extensive outbreaks are expected in the following counties, with the degree of severity occurring approximately in the order named, Pembina, Barnes, Stutsman, Wells, Pierce, Nelson, Foster, Griggs, Eddy and Ransom; and,

WHEREAS, it is estimated that 10,000 tons of grasshopper bait, procured at tremendous expense to our government, will be used in an attempt to control this menace in 1941; and,

WHEREAS, it is common knowledge that the most persistent enemy and most active control agent of grasshoppers and other destructive insects is our upland game birds;

BE IT THEREFORE RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring, that we respectfully request that the Governor of the State of North Dakota issue no proclamation of open season on upland game birds during 1941 and 1942 permitting the taking of more than five upland game birds in the aggregate in any one day.

BE IT FURTHER RESOLVED that a properly enrolled copy of this resolution be presented to the Governor of the State of North Dakota.

Was read the first time.

Senator Solberg moved that Senate Concurrent Resolution "Q" be adopted, which motion prevailed and Senate Concurrent Resolution "Q" was declared adopted.

Senator Hill moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FIFTY-SEVENTH DAY

Bismarck, March 4, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain: Rev. G. W. Stewart of Mandan.

Roll Call: All members present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Fourth Day after Recess and Fifty-Sixth Day and recommend that the same be corrected as follows:

Rewrite Section 10, page 678 to agree with copy.

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Olson of Mountrail presented a petition signed by Claude Knickerbocker and thirty-two other signers protesting a one cent tax on every theatre ticket which was referred to the Committee on Tax and Tax Laws.

Senator Dahl presented a communication from Donald H. Jacobson of Binford, and communications were received at the desk from LeRoy Vigesaa of McHenry; Alice Jensen, Emma Samuelson and Mrs. Flaagan of Hamar; Richard A. Rodning of Minnewaukan and the Freedom Local Farmers Union of Max, all protesting the cut in appropriation for the Correspondence Study Course, which were referred to the Committee on Appropriations.

Telegrams opposing any increase in size or weight of trucks were received by Lieutenant Governor Hagen from the county commissioners of Nelson, Golden Valley, Mercer, Eddy, Benson, Stark, Towner, Divide, Walsh, Stutsman and Williams counties, and referred to the Committee on Highways.

Senator Ginter presented a telegram from Hettinger county commissioners urging support of House Bill No. 250, which was referred to the Committee on Tax and Tax Laws.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

Senator Watt moved that House Bill No. 20 be placed at the head of the calendar.

Senator Watt moved that the Senate do not concur in the House amendments to Senate Bill No. 28 and that the President appoint a Conference Committee to meet with a like committee from the House on Senate Bill No. 28, which motion prevailed.

The President announced that he would appoint as the

Conference Committee on Senate Bill No. 28, Senators Watt, Nelson of McKenzie and Wog.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 4, 1941.

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

House Bill No. 128.

Which the Senate has requested.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the vote on House Bill No. 128 be reconsidered which motion prevailed.

Senator Fowler moved that House Bill No. 128 be re-referred to the Committee on Public Health, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 4, 1941.

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

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interests in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Pro-

ceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6653 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the

Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Account or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and and Prescribing Penalties.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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.

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Senate Bill No. 19. 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. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Senate Bill No. 7. 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. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate 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.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Senate Bill No. 14. 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.

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 100. A Bill for an Act to Prohibit Sales of Total Assets and Reorganizations of Corporations Unless Authorized by a Two-thirds Vote of Stockholders or Members, and Declaring an Emergency.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 4, 1941.

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

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May

Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 48; nays, 0; absent and noting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Braun	Kamrath	Raschko
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	

Absent and not voting:

Brant	Stucke	Young
Rue	Watt	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond moved that the vote by which House Bill No.

273 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Kehoe	Solberg
Bond	Lavik	Streibel
Braun	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Wog
Greiser	O'Brien	Young
Gronvold	Olson, McHenry	

Absent and not voting:

Brant	Feton	Rue
Bridston	Fowler	

So the bill passed and the title was agreed to.

Senator Morgan of Richland moved that the vote by which House Bill No. 301 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Blank	Kehoe	Solberg
Bond	Lavik	Streibel

Braun	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	Young
Gronvold		

Those voting in the negative were:

Fowler

Absent and not voting:

Brant	Feton	Rue
Bridston	Nelson, Grand Fks.	

So the bill passed and the title was agreed to.

Senator Hill moved that the vote by which House Bill No. 335 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Absent and not voting:

Blank	Brant	Rue
-------	-------	-----

So the bill passed and the title was agreed to.

Senator Braun 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.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the

State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Owings
Bond	Greiser	Page
Brunsdale	Gronvold	Troxel
Drew	Hill	Tweten
Feton	Isaak	Watt
Foss	Lofthus	Wog

Those voting in the negative were:

Adam	Kamrath	Olson, McHenry
Beaton	Kehoe	Olson, Mountrail
Bilden	Lavik	Raschko
Blank	Morgan, Richland	Solberg
Brant	Morgan, Walsh	Streibel
Braun	Nelson, Dickey	Stucke
Bridston	Nelson, Grand Fks.	Thatcher
Dahl	Nelson, McKenzie	Topp
Ginter	Nelson, Renville	Young
Guenther	O'Brien	

Absent and not voting:

Flatt	Rue
-------	-----

So the bill was declared lost.

Senator Braun moved that the vote by which House Bill No. 127 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Bridston Nelson, Grand Fks. Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan of Richland moved that the vote by which House Bill No. 213 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to request the return of Senate Bill No. 165 to the House.

C. R. VERRY, Chief Clerk.

Senator Bridston requested that the Senate return to the eighth order of business, which request was granted.

Senator Bridston moved that the Senate return Senate Bill No. 165 to the House, as requested, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

House Bill No. 261. A Bill for an Act to Amend and Re-

enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return Senate Bill No. 165 which the House has requested.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, McKenzie
Adam	Greiser	Nelson, Renville
Beaton	Gronvold	O'Brien
Bilden	Guenther	Olson, McHenry
Blank	Hill	Olson, Mountrail
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Solberg
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Wog

Foss	Nelson, Dickey	Young
Fowler		
Those voting in the negative were:		
Owings	Thatcher	Topp
Streibel		
Absent and not voting:		
Bridston	Nelson, Grand Fks.	Watt
Flatt	Rue	

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which House Bill No. 199 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 Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Bilden	Greiser	O'Brien
Blank	Gronvold	Olson, McHenry
Bond	Guenther	Page
Brant	Hill	Raschko
Braun	Isaak	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Dickey	Young
Foss	Nelson, Grand Fks.	

Those voting in the negative were:

Beaton	Owings	Streibel
Kamrath	Solberg	Tweten
Olson, Mountrail		

Absent and not voting.

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl moved that the vote by which House Bill No. 116 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Dahl moved that the Senate do now recess for ten minutes which motion prevailed, and the Senate stood recessed.

The Senate reconvened at the expiration of the ten minute recess.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 139. A Bill for an Act Permitting and Authorizing Appeal from All Decisions of the Workmen's Compensation Bureau by Claimants, Irrespective of Whether or Not the Bureau Makes Any Award to Claimant, and Providing for Such Appeals from All Such Decisions of the Bureau for Six Years Last Past; Repealing Laws and Parts of Laws in Conflict Herewith, and Declaring an Emergency.

House Bill No. 291. A Bill for an Act Permitting Employers Subject to the Provisions of Chapter 162 of the 1919 Session Laws of the State of North Dakota, (North Dakota Workmen's Compensation Act) as the Same is Now Amended, at Their Option to Carry Private Insurance; Specifying the Terms and Conditions Under Which the Same May Be Done; Providing for Action of the Workmen's Compensation Bureau Upon All Claims; Permitting Appeals from Certain Decisions of the Workmen's Compensation Bureau; Providing for Payment of Awards and Judgments Against Employers; Requiring Certain Reports by Insuring Companies; Providing Additional Methods of Securing Payment of Obligations Arising in Favor of Insured Employees and Their Dependents; Providing for Partial Support of the North Dakota Workmen's Compensation Bureau by Insuring Companies; Requiring Certain Bonds and Reports to Be Filed by Insuring Companies, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 95. A Bill for an Act to Provide for the Taxation of Leasehold, Equitable, and Executory Interests in Real Property, of Which the Principal Estate is Exempt; to Provide for the Creation of a Lien in Favor of the State as Security for the Payment of Such Taxes; to Provide for the Mode of Foreclosing Such Lien; to Impose Duty to Collect Such Taxes; to Make Officials Liable for Neglect of Such Duty; to Repeal Section 2118 of the North Dakota 1913 Compiled Laws and All Acts and Parts of Acts in Conflict with This Act; and to Create an Emergency.

Senate Bill No. 147. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of the County Commissioners, Township Supervisors, City Commissioners, City Councilmen and Village Trustees in Respect Thereto, Granting the District Courts

Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof; Providing for County Welfare Boards; Providing for Financial Responsibility of Counties and Local Subdivisions for the Aid to Needy Persons; Prescribing Method for Distribution of Funds by Public Welfare Board of North Dakota to Counties; and Repealing Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapters 119 and 123 of the Session Laws of 1935, and Chapters 124 and 126 of the Session Laws of North Dakota for 1939, and All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Senate Bill No. 173. A Bill for an Act Conferring Additional Powers Upon Cities and Park Districts; Authorizing the Leasing or Rental of Public Property Thereof; Limiting the Terms of Such Leases or Rental Agreements; Validating Certain Acts of Municipalities.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 221 of the Session Laws of North Dakota for the Year 1935, Providing for the Appointment of Members of the State Board of Public Welfare.

Senate Bill No. 191. A Bill for an Act to Repeal Chapter 120 of the Session Laws of 1915 Relating to Poor Relief Fund Transfer.

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 53, 56 and 60 of Article 2 of the Constitution of the State of North Dakota, Relating to the Convening of the Legislative Assembly.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Senate Bill No. 36. 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.

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an

Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 4, 1941.

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

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Senate Bill No. 125. A Bill for an Act Amending Article 2889b6, 1925 Supplement to the 1913 Compiled Laws of North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 6. 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 Coal Mine Safety Work.

Senate Bill No. 29. A Bill for an Act Making an Appropria-

tion for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Which the House has amended.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for

Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Which the House has amended as follows:

On page 8, line 8, strike out the Senate amendment which inserted the words "private or public laundry."

On page 8, line 8, correct the spelling of the word "local."

On page 25, line 19, strike out the word "one" and insert in lieu thereof the word "two".

On line 20, strike out the word "week" and insert in lieu thereof the word "weeks."

Page 51 of the mimeographed section 11, insert the following at the end of such section:

(b) All monies in the Administration Fund hereinbefore mentioned, received from the United States, or any Agency thereof, or which may be appropriated by this State for any of the purposes herein described, shall be expended solely for the purposes and in the amounts found necessary by the Social Security Board of the United States, or any other Agency of the United States succeeding thereto, for the proper and efficient administration of this Act.

(c) Nothing in this Act, or any part thereof, shall be construed to authorize any refund of monies due and payable under the law and regulations in effect at the time such monies were paid.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Which the House has amended as follows:

Amend the title by inserting after the word "statistics" in the fifth line of the title the words "and of local registrars" and by adding after the word "confidential" the following: "Providing a penalty when local registrars disclose confidential information; and."

In section 7, line 89, on page 5 of the printed Bill after the word "office." add the following: "Information obtained from such records may be furnished without charge to any State department upon the order of the Attorney General made upon the written application of the executive head of the department showing the name of the individual relative to whom such information is required and stating that such information is required in the proper administration of the

work of such department. Any information so furnished to any department shall be deemed confidential."

In line 138, on page 7 of the printed Bill insert a new section 11 as follows: "SECTION 11. LOCAL REGISTRAR'S RECORDS CONFIDENTIAL; PENALTY. A local registrar shall not permit the inspection of any records made by him and shall not disclose any information obtained by him as local registrar to any person except the State Registrar of Vital Statistics, or officers or employees of the State Department of Vital Statistics. Any local registrar violating the provisions of this section shall be guilty of a misdemeanor.

Change "Section 11" in the printed Bill to "Section 12"; change "Section 12" in the printed Bill to "Section 13"; change "Section 13" in the printed Bill to "Section 14"; and change "Section 14" of the printed Bill to "Section 15."

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Which the House has amended as follows:

Line 11, strike out "\$600.00" and insert in lieu thereof "\$350.00."

Line 12, strike out "\$500.00" and insert in lieu thereof "\$300.00."

Line 14, strike out "\$1,000.00" and insert in lieu thereof "\$1,300.00."

The total remains the same as amended by the Senate, namely \$2,850.00.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Which the House has amended as follows:

In line 269, after the word "property," strike out the period and insert a semi-colon in lieu thereof, and then insert the following:

"Provided, however, that if such sale is made to any other person than the original owner or his successor in interest, such sale shall be held in abeyance for a period of thirty (30) days, during which time the original owner or his successor in interest may make redemption by payment in full of delinquent taxes, penalty and interest charged against such real estate. Provided, further, that if no redemption is made by the original owner or his successor in interest during said period of thirty (30) days, then the sale shall be final and the purchaser shall be entitled to a deed as provided herein."

On page 17, line 369, strike out the comma after the word "county" and insert the following: "provided that such right to repurchase shall be subject to any valid lease previously entered into by the county" and a period.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Which the House has amended as follows:

"Strike out all of Section 2."

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 3, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 6. 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 Coal Mine Safety Work.

Which the House has amended as follows:

In lines 23 and 31 strike out "\$4,000.00" and insert in lieu thereof "\$5,000.00," and in line 30 change figures "\$2,000.00" to "\$3,000.00."

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 315. A Bill for an Act to Amend and Re-enact Chapter 220 of the Session Laws of 1935, Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or Any of Its Subdivisions, While Upon Public Expense Account; Providing for a Penalty for Violation Thereof, and Declaring an Emergency. Repeal.

House Bill No. 285. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 135 of the Session Laws of 1935, Relating to the Election of Precinct Committeemen, and to Repeal Section 3 of Chapter 135 of the Session Laws of 1935.

House Bill No. 244. A Bill for an Act to Amend and Re-

enact Section 1265 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 226 of the 1937 Session Laws, Relating to Candidates and the Official Ballot at Elections in Special School Districts.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

The President announced that the Senate would be on the twelfth order of business.

SECOND READING OF HOUSE BILLS

House Bill No. 326. A Bill for an Act to Amend and Re-enact Sections 10770 and 10396 of the Compiled Laws of North Dakota for 1913 Relating to Trial by Jury and Waiver of Trial by Jury in Criminal Cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 22; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Feton	O'Brien
Bond	Flatt	Page
Brant	Foss	Raschko
Braun	Fowler	Troxel
Bridston	Gronvold	Wog
Brunsdale	Kehoe	Young
Drew	Morgan, Richland	

Those voting in the negative were:

Adam	Lavik	Olson, Mountrail
Beaton	Lofthus	Owings
Bilden	Morgan, Walsh	Streibel
Dahl	Nelson, Dickey	Stucke
Ginter	Nelson, McKenzie	Thatcher
Greiser	Nelson, Renville	Topp
Isaak	Olson, McHenry	Tweten
Kamrath		

Absent and not voting:

Blank	Nelson, Grand Fks.	Solberg
Guenther	Rue	Watt
Hill		

So the bill was declared lost.

Senator Tweten moved that the vote by which House Bill No. 326 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 99. A Bill for an Act to Permit Not to Exceed Two Hours Per School Week of Religious Instruction Outside of the Public Schools by a Duly Established and Incorporated Religious Body, of Children Attending Elementary and Secondary Public Schools in the State of North Dakota; Excusing Pupils for Such Purposes When Requested by Parent, Guardian, or Other Person Having Control of the Pupil. Repeal.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Beaton	Isaak	Olson, Mountrail
Bilden	Kehoe	Raschko
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Stucke
Drew	Morgan, Richland	Topp
Foss	Morgan, Walsh	Troxel
Ginter	O'Brien	Twetten

Those voting in the negative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Owings
Bond	Guenther	Page
Brant	Hill	Streibel
Braun	Kamrath	Thatcher
Dahl	Nelson, Dickey	Watt
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Blank Rue

So the bill was declared lost.

Senator Flatt moved that the vote by which House Bill No. 99 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator O'Brien requested that the committee authorized to investigate conditions on Standing Rock Indian Reservation composed of Senators Kamrath, Twetten and himself be excused to conduct an interview with Supt. Lippert of the reservation, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to.

Senator Dahl 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 to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Beaton	Fowler	Owings
Bond	Greiser	Page
Brant	Gronvold	Raschko
Braun	Guenther	Solberg
Bridston	Isaak	Streibel
Brunsdale	Lavik	Troxel
Dahl	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Grand Fks.	Young

Those voting in the negative were:

Adam	Kehoe	Olson, McHenry
Bilden	Lofthus	Olson, Mountrail
Blank	Nelson, Dickey	Stucke
Drew	Nelson, McKenzie	Thatcher
Ginter	Nelson, Renville	Topp
Hill		

Absent and not voting:

Kamrath	Rue	Tweten
---------	-----	--------

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which House Bill No. 136 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan of Richland requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Morgan of Richland moved that House Bill No. 240 be placed at the foot of the calendar, which motion prevailed.

Senator Thatcher moved that House Bill No. 207 be placed at the head of the calendar, which motion prevailed.

Senator Fowler requested a call of the Senate, which request was granted.

The Secretary called the roll on the Call of the Senate, with all members present except Rue who is ill in the hospital and O'Brien, Kamrath and Tweten who had been excused for a conference with Supt. Lippert of the Standing Rock Reservation.

Senators O'Brien, Kamrath and Tweten having reported, Senator Fowler moved that the Call of the Senate be dispensed with, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 207. A Bill for an Act Providing for the Refunding of the Real Estate Bonds of the State of North Dakota, the Issuance of Refunding Bonds by the Industrial Commission, Prescribing the Terms and Conditions Hereof, Providing for Their Sale, Exchange and Delivery, Establishing the "Refunding Bond Fund" and the "Refunding Bond Interest Fund," Providing for Annual Tax Levies, Providing for the Retirement and Payment of North Dakota's Outstanding Real Estate Bonds, Chapter 154 of the Session Laws of 1919 (Sections 2290b1 to 2290b16 Inclusive, 1925 Supplement to the 1913 Compiled Laws), Chapter 292 Session Laws of 1923 (Sections 2290c1 to 2290c15, Inclusive, 1925 Supplement to the Compiled Laws), Chapter 182, Session Laws of 1929, Chapters 101 and 102 Session Laws of 1931, Chapter 90, Session Laws of 1933, and Amendments to the Same, Transferring Assets and Funds Securing North Dakota Bonds for the Use of Refunding Bonds and Interest Thereon; Repealing All Acts or Parts of Acts Inconsistent With the Provisions of This Enactment; and Declaring an Emergency.

Senator Young moved that further consideration of House Bill No. 207 be indefinitely postponed, which motion prevailed.

Senator Young moved that the vote by which House Bill 207 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that Senator Bridston's talk on House Bill No. 207 be printed in the Journal, which motion was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 326. A Bill for an Act to Amend and Re-enact Sections 10770 and 10396 of the Compiled Laws of North Dakota for 1913 Relating to Trial by Jury and Waiver of Trial by Jury in Criminal Cases.

House Bill No. 99. A Bill for an Act to Permit Not to Exceed Two Hours Per School Week of Religious Instruction Outside of the Public Schools by a Duly Established and Incorporated Religious Body, of Children Attending Elementary and Secondary Public Schools in the State of North Dakota; Excusing Pupils for Such Purposes When Requested by Parent, Guardian, or Other Person Having Control of the Pupil. Repeal.

House Bill No. 207. A Bill for an Act Providing for the Refunding of the Real Estate Bonds of the State of North Dakota, the Issuance of Refunding Bonds by the Industrial Commission, Prescribing the Terms and Conditions Hereof, Providing for Their Sale, Exchange and Delivery, Establishing the "Refunding Bond Fund" and the "Refunding Bond Interest Fund," Providing for Annual Tax Levies, Providing for the Retirement and Payment of North Dakota's Outstanding Real Estate Bonds, Chapter 154 of the Session

Laws of 1919 (Sections 2290b1 to 2290b16 Inclusive, 1925 Supplement to the 1913 Compiled Laws), Chapter 292 Session Laws of 1923 (Sections 2290c1 to 2290c15, Inclusive, 1925 Supplement to the Compiled Laws), Chapter 182, Session Laws of 1929, Chapters 101 and 102 Session Laws of 1931, Chapter 90, Session Laws of 1933, and Amendments to the Same, Transferring Assets and Funds Securing North Dakota Bonds for the Use of Refunding Bonds and Interest Thereon; Repealing All Acts or Parts of Acts Inconsistent With the Provisions of This Enactment; and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss	Nelson, Renville	

Those voting in the negative were:

Thatcher

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Thatcher moved that the vote by which House Bill No. 184 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee

and Providing Penalties for the Illegal Hunting of Big Game.
Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Dickey
Beaton	Ginter	Nelson, Grand Fks.
Bond	Greiser	Nelson, McKenzie
Brant	Gronvold	Nelson, Renville
Braun	Guenther	Olson, McHenry
Bridston	Isaak	Raschko
Brunsdale	Kehoe	Solberg
Dahl	Lavik	Topp
Drew	Lofthus	Troxel
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young
Foss		

Those voting in the negative were:

Adam	Olson, Mountrail	Stucke
Bilden	Owings	Thatcher
Blank	Page	Watt
Hill	Streibel	

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to.

Senator Morgan of Richland moved that the vote by which House Bill No. 245 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President called President Pro Tem Young to the Chair.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, McKenzie
Adam	Fowler	Owings
Beaton	Greiser	Page
Bilden	Gronvold	Raschko
Bond	Guenther	Solberg
Brant	Hill	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Troxel

Dahl	Morgan, Richland	Watt
Drew	Morgan, Walsh	Wog
Feton	Nelson, Grand Fks.	Young

Those voting in the negative were:

Blank	Isaak	Olson, McHenry
Foss	Nelson, Dickey	Olson, Mountrail
Ginter	Nelson, Renville	Topp

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 255 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Beaton	Foss	Nelson, Dickey
Bilden	Fowler	Nelson, Grand Fks.
Brant	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Isaak	Stucke
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Wog
Feton	Morgan, Richland	

Those voting in the negative were:

Adam	Nelson, McKenzie	Solberg
Blank	Nelson, Renville	Streibel
Bond	Olson, McHenry	Thatcher
Ginter	Olson, Mountrail	Watt
Greiser	Owings	Young
Hill		

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 164 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 Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Flatt	Owings
Adam	Foss	Page
Beaton	Fowler	Raschko
Bilden	Guenther	Solberg
Brant	Hill	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Wog
Drew	Morgan, Walsh	Young
Feton	Nelson, Renville	

Those voting in the negative were:

Blank	Isaak	Olson, McHenry
Bond	Nelson, Dickey	Olson, Mountrail
Ginter	Nelson, McKenzie	Thatcher
Greiser		

Absent and not voting:

Gronvold	O'Brien	Tweten
Kamrath	Rue	Watt
Nelson, Grand Fks.		

So the bill passed and the title was agreed to.

Senator Drew moved that the vote by which House Bill No. 161 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 Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 18; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

Blank	Drew	Kehoe
Brant	Feton	Morgan, Richland
Braun	Flatt	Morgan, Walsh
Bridston	Foss	Page
Brunsdale	Fowler	Thatcher
Dahl	Guenther	Topp

Those voting in the negative were:

Aandahl	Lavik	Raschko
Adam	Lofthus	Solberg
Beaton	Nelson, Dickey	Streibel
Bilden	Nelson, Grand Fks.	Stucke
Bond	Nelson, McKenzie	Troxel
Ginter	Nelson, Renville	Watt
Greiser	Olson, McHenry	Wog
Hill	Olson, Mountrail	Young
Isaak	Owings	

Absent and not voting:

Gronvold	O'Brien	Tweten
Kamrath	Rue	

So the bill was declared lost.

Senator Morgan of Walsh changed his vote from "Aye" to "No" for the purpose of reconsideration.

Senator Watt moved that the Senate consider the action by which House Bill No. 62 was lost be reconsidered, which motion prevailed.

Senator Watt moved that House Bill No. 62 be amended as follows:

Page 3, line 12, strike out the words and figures "One and No/100 (\$1.00) and insert the words and figures "Seventy-five cents (75c) and on page 7, line 17, strike out the word "thirty" and insert the word "twenty", which motion prevailed.

Senator Watt moved that the rules be suspended and that House Bill No. 62 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Beaton	Feton	Nelson, Grand Fks.
Bilden	Flatt	Nelson, Renville
Blank	Foss	Page
Bond	Fowler	Solberg
Brant	Ginter	Thatcher
Braun	Gronvold	Topp
Bridston	Guenther	Watt
Brunsdale	Kehoe	Wog
Dahl	Morgan, Richland	Young
Drew	Nelson, Dickey	

Those voting in the negative were:

Aandahl	Lofthus	Owings
Adam	Morgan, Walsh	Raschko
Greiser	Nelson, McKenzie	Streibel
Hill	Olson, McHenry	Stucke
Isaak	Olson, Mountrail	Troxel
Lavik		

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to.

Senator Watt 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.

The President resumed the chair.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

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

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction

and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate do concur in the House amendments to House Bill No. 176, which motion prevailed.

Senator Fowler moved that House Bill No. 176 be placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939 Relating to Park

District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss		

Those voting in the negative were:

Owings Streibel

Absent and not voting:

Kamrath	Rue	Tweten
O'Brien		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the vote by which House Bill No. 176 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial

Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "Q." A Concurrent Resolution Requesting Governor John Moses to Place Special Protection on Upland Game Birds for 1941 and 1942 as an Aid in Grasshopper Eradication.

Which the Senate has adopted.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 28 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Watt, Nelson of McKenzie and Wog.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 4, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senator Fowler requested that the Senate be on the Fifteenth Order of Business, which request was granted.

Senator Fowler moved that after the second reading of House Bills Nos. 20, 46, 91, 168, 177, 224, 251, 206, 286, 332, and 265, and the signing of bills, that the Senate stand recessed until 1:00 P. M. March 5th, which motion prevailed.

The Secretary read House Bills Nos. 20, 46, 91, 168, 177, 224, 251, 206, 286, 332, and 265.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted

by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "O". Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106,

Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 106. 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, North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

And the President signed the same in the presence of the Senate.

The Senate now stood recessed pursuant to Senator Fowler's motion until 1:00 P. M. March 5th.

W. J. TROUT, Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Bismarck, March 5, 1941.

The Senate reconvened at 1:00 P. M., pursuant to recess taken March 4th, with Lieutenant Governor Hagen presiding.

The President announced that the Senate would be on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 133,
Senate Bill No. 16,
Senate Bill No. 15,
Senate Bill No. 14,
Senate Bill No. 13
Senate Bill No. 12,
Senate Bill No. 20,
Senate Bill No. 10,
Senate Bill No. 9,
Senate Bill No. 8,
Senate Bill No. 7,
Senate Bill No. 121,
Senate Bill No. 11,
Senate Bill No. 19,
Senate Bill No. 22,
Senate Bill No. 96,
Senate Bill No. 45,
Senate Bill No. 63,
Senate Bill No. 66,
Senate Bill No. 94,
Senate Bill No. 103,
Senate Bill No. 104,
Senate Bill No. 105,
Senate Bill No. 131,
Senate Bill No. 132,
Senate Bill No. 134,
Senate Bill No. 135,
Senate Bill No. 136,
Senate Bill No. 142,
Senate Bill No. 146,
Senate Bill No. 169,
Senate Bill No. 194,

Senate Bill No. 25,
Senate Bill No. 23,
Senate Bill No. 100.

Were delivered to the Governor for his approval at the hour of 2:55 o'clock P. M., March 4th, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "L"
Senate Concurrent Resolution No. 2

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 5,
Senate Bill No. 36,
Senate Bill No. 109,
Senate Bill No. 114,
Senate Bill No. 116,
Senate Bill No. 126,
Senate Bill No. 174.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 4, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$192,020.00" and insert in lieu thereof the figures "\$217,020.00."

In line 14, strike out the figures "\$125,000.00" and insert in lieu thereof the figures "\$140,000.00."

In line 15, strike out the figures "\$25,000.00" and insert in lieu thereof the figures "\$35,000.00."

In line 20, strike out the figures "\$192,020.00" and insert in lieu thereof the figures "\$217,020.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred House Bill No. 138, have had the same under consideration and recommend that the same be indefinitely postponed.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 5, have had the same

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

In Section 1, line 3, strike out the figures "\$31,120.00" and insert in lieu thereof the figures "\$31,610.00."

In line 7, strike out the figures "\$6,440.00" and insert in lieu thereof the figures "\$6,480.00."

In line 8, strike out the figures "\$750.00" and insert in lieu thereof the figures "\$1,200.00."

In line 18, strike out the figures "\$31,120.00" and insert in lieu thereof the figures "\$31,610.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Drew requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Drew moved that the Senate do not concur in the House amendments to Senate Bill No. 117 which motion prevailed.

Senator Drew moved that the President appoint a Conference Committee to meet with a like Committee from the House on Senate Bill No. 117.

The President announced that the Senate would return to the Fifth Order of Business.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 7 have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$789,390.75" and insert in lieu thereof the figures "\$1,392,390.75."

Strike out all of lines 41 and 42.

In line 49, strike out the figures "\$789,390.75" and insert in lieu thereof the figures "\$1,392,390.75."

Re-number all lines in numerical order.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 15 have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$37,275.00" and insert in lieu thereof the figures "\$39,205.00."

In line 8, strike out the figures "\$9,000.00" and insert in lieu thereof the figures "\$10,080.00."

In line 10, strike out the figures "\$250.00" and insert in lieu thereof the figures "\$350.00."

In line 12, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$750.00."

In line 14, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 17, strike out the figures "\$37,275.00" and insert in lieu thereof the figures "\$39,205.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 16 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 18 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 19 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 21 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 22 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 33 have had the same under consideration and recommend that the same be amended as follows:

Add a new line 18 and the following language, "This Act shall not be operative until January 1st, 1942."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 103 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 107 have had the same

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

In Section 1, line 4, strike out the figures "\$203,006.00" and insert in lieu thereof the figures "\$198,306.00."

In line 18, after the word "Stoker" add the word "equipment."

Strike out all of line 47.

In line 59, strike out the figures "\$538,006.00" and insert in lieu thereof the figures "\$533,306.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 150 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred House Bill No. 151 have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the enacting clause and insert in lieu thereof the following:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any money in the State Treasury belonging to The Retail Sales Tax Fund to be paid under and pursuant to the State Equalization Fund Law, the sum of \$3,600,000.00 for the biennium, to-wit:

Vocational Education in Agriculture and Home	
Economics	\$ 36,000.00
Occupational Information and Guidance	4,000.00
Emergency Fund	500,000.00
Distribution on Per Pupil Basis	960,000.00
High School Tuition	1,200,000.00
Payment on Teacher-unit Basis	900,000.00

\$3,600,000.00

SECTION 2. APPROPRIATION.) Should the money coming into the 7/12 share of The Retail Sales Tax Fund to be expended under and pursuant to the Equalization Fund Law exceed the appropriation above made plus the appropriation for High School Correspondence Work, either because of increased sales tax revenue or because of the full amount of the other items of the appropriation not being necessary for the full payment thereof, such additional money or so much thereof as may be necessary to make full teacher unit payment is appropriated to the Payment on Teacher-unit Basis.

SECTION 3.) The above appropriations are made for the biennium beginning July 1, 1941 and ending June 30, 1943, provided, however, that payments authorized hereby may be made up to October 1, 1941.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Stucke moved that the report be printed in the journal, and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 174, have had the same under consideration and recommend that the same be placed on the calendar without committee recommendations.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 200, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 210, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 277, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs to whom was referred House Bill No. 231, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 297, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 292, have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brant moved that the vote by which the report of the Committee on Tax and Tax Laws on House Bill No. 292 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 303, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 323, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 333, have had the same under consideration and recommend that the same be indefinitely postponed.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bridston moved that the vote by which the report of the Committee on State Affairs on House Bill No. 333 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Printing to whom was referred House Bill No. 334, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after line 3 in the engrossed bill, and insert the following:

SECTION 2. SEAL. INTRODUCTION OF BILLS.) The Secretary of State is hereby directed to present to the Secretary of the Senate and the Clerk of the House of Representatives an official seal at the opening of each legislative session. Four copies of all bills introduced shall be presented to the desk at the time of introduction and every page of each bill introduced shall be impressed with said seal. The lines of the typewritten copies of bills introduced shall be numbered and such lines shall not exceed 65 spaces in length.

SECTION 3. BILLS TO BE PRINTED; HOW.) Five hundred copies of each bill or concurrent resolution shall be printed unless otherwise ordered by motion or resolution of either branch of the Legislative Assembly. Bills and concurrent resolutions to amend the Constitution shall be numbered consecutively and be printed on first class white print paper of the basis of 24 x 36 inches, weighing 35 pounds to the ream in ten point Roman type with a single ten point space between each line, the printed pages to be 30 picas wide and 50 picas long. The numbering and the lines in the printed bill shall correspond to the numbering and the lines of the typewritten copy. A calendar of bills and resolutions introduced and referred shall be printed daily for the use of the members of the Legislative Assembly and for distribution. Such calendar shall be printed on 20 pounds white sulphite paper, set solid in eight point type, two or three columns twelve ems wide, in pages of sufficient length to contain a brief synopsis of each bill or resolution introduced and referred on that day, the number of each bill or resolution, the name of the person introducing the same, the name of the committee to whom referred, the number of each bill that day passing either branch of the Legislative Assembly and messaged to the other, and the statement of the final disposition

of any bill or resolution on that day made. The synopsis of bills and resolutions to be so printed in such calendar, and such other matter to be printed therein as hereinbefore provided, shall be edited by a clerk to be employed for such purpose by the branch of the Legislative Assembly in which such bill or resolution is introduced or in which the action respecting such measure is had. Such synopsis or statement of any bill or resolution, as published in such calendar, shall not exceed ten printed lines in length. Such daily calendar shall be distributed and mailed in such number and manner as by resolution of either branch of the Legislative Assembly determined. Copies of every bill or resolution shall be furnished for the files of each member of the Legislative Assembly, and may be procured by any person by applying either in person or in writing to the bill clerk of the branch of the Legislative Assembly in which such bill or resolution originated.

And when so amended recommend the same do pass.

ROB. GREISER, Chairman.

Senator Morgan of Walsh moved that the report be printed in the Journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Printing to whom was referred House Bill No. 337, have had the same under consideration and recommend that the same do pass.

ROB. GREISER, Chairman.

Senator Greiser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred House Bill No. 157, have had the same under consideration and recommend that the same be indefinitely postponed.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brant moved that the vote by which the report of the Committee on Public Welfare on House Bill No. 157 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Public Welfare to whom was referred House Bill No. 163, have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred House Bill No. 208, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, Line 1 after the word "sections" insert the figure "1" and a "comma."

After the word "distribution" strike out the words "of potatoes in closed containers" and insert in lieu thereof the word "thereof."

After the word "Repeal" strike out the period and insert

in lieu thereof a semi-colon and the words "and declaring an emergency."

Insert new Section 1 and renumber sections accordingly.

Section 1. AMENDMENT.) That Section 1 of Chapter 214, Session Laws of 1931, be and the same is hereby amended and re-enacted to read as follows:

SECTION 1. STATE SEED COMMISSIONER TO ESTABLISH GRADE INSPECTION SERVICE AND APPOINT NECESSARY AGENTS AND INSPECTORS.) In order to develop and protect the industries in this State engaged in the growing and marketing of potatoes and other produce and to conserve and promote the welfare of the citizens of the State, The State Seed Commissioner, hereinafter referred to as the "Commissioner," is hereby authorized and empowered to promulgate rules and regulations prohibiting or otherwise regulating the importation or dissemination within the state of particular detrimental insects and diseases, to establish potato and other produce grades and inspection service for the purpose of making inspections on, and otherwise providing for proper handling and marketing of the agricultural commodities defined in Section 2 of this Act, under the classifications of "potatoes" and "other produce"; To appoint a Chief Inspector and such other agents, inspectors, assistants and clerical aids as the Commissioner finds necessary to assist, represent and act for him in enforcing and otherwise carrying out the provisions of this Act, and to fix salaries of said employees and provide for operating expenses.

Strike out all of line 14 in the printed bill and insert in lieu thereof "official North Dakota inspection shall be obtained and the lot".

In line 24 after the word "lot" strike out the remainder of the line and line 25 up to the word "not" and insert the following: "official North Dakota Grade inspection shall be obtained and."

Section 4. 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.

R. M. STREIBEL, Chairman.

Senator Streibel moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Streibel moved that the vote by which the report of the Committee on Warehouse and Grain Grading on House Bill No. 208 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Appropriations, to whom was referred House Bill No. 246, have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title, after the figures "1939," insert the phrase "as amended by the Initiated Act of June 25, 1940."

In line 13, change the figures "\$500,000.00" to "\$1,000,000.00."

In line 16, change the figures "\$1,000,000.00" to "\$500,000.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred House Bill No. 321, have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred House Bill No. 196, have had the same under consideration and recommend that the same be indefinitely postponed.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Blank moved that the vote by which the report of the Committee on Banks and Banking on House Bill No. 196 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Banks and Banking to whom was referred House Bill No. 288, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Sections 2 and 3.

And when so amended recommend the same do pass.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Temperance to whom was referred House Bill No. 312, have had the same under consideration and recommend that the same be placed on calendar without recommendation.

N. N. NELSON, Chairman.

Senator Nelson of Grand Forks moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Temperance to whom was referred House Bill No. 279, have had the same under consideration and recommend that the same be placed on calendar without committee recommendation.

N. N. NELSON, Chairman.

Senator Nelson of Grand Forks moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Temperance to whom was referred House Bill No. 284, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

N. N. NELSON, Chairman.

Senator Nelson of Grand Forks moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Corporations to whom was referred House Concurrent Resolution No. 216, have had the same under consideration and recommend that the same be indefinitely postponed.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan of Walsh moved that the vote by which the report of the Committee on Corporations on House Concurrent Resolution No. 216 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Corporations to whom was referred House Bill No. 306, have had the same under consideration and recommend that the same be amended as follows:

In Section 33, strike out all of paragraph B.

And when so amended recommend the same do pass.

R. R. MORGAN, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 3, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, strike out the figures "\$183,530.00" and insert in lieu thereof the figures "\$183,730.00."

In line 8, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$5,600.00."

In line 20, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$600.00."

After line 20, add a new line—20 (a) Assistant Attorney General "\$1,800.00."

In line 24, strike out the figures "\$183,530.00" and insert in lieu thereof the figures "\$183,730.00."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 17, have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations, to whom was referred House Bill No. 102, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 202, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: A majority of your Committee on Tax and Tax Laws to whom was referred House Bill No. 152 have had the same under consideration and recommend that the same be indefinitely postponed:

G. I. FETON
 E. H. BRANT
 G. F. DREW
 C. N. BRUNSDALE
 GUST WOG
 FRED G. AANDAHL
 M. J. RASCHKO
 M. R. YOUNG
 A. W. FOWLER, Chairman.

Mr. President: A minority of your Committee on Tax and Tax Laws to whom was referred House Bill No. 152 have had the same under consideration and recommend that the same do pass.

IVER SOLBERG
 GOTTLIEB ISAAK
 ROB. GREISER
 AXEL OLSON
 GUST TWETEN

Senator Solberg moved that the report of the Minority of the Committee on Tax and Tax Laws on House Bill No. 152 be adopted.

Senator Fowler made a substitute motion that the report of the Majority of the Committee on Tax and Tax Laws on House Bill No. 152 be substituted for the report of the minority, which motion was declared lost on a division vote.

The question being on the original motion of Senator Solberg that the report of the Minority on the Committee on Tax and Tax Laws on House Bill No. 152, be adopted, the question was put and declared carried.

Mr. President: A majority of your Committee on Tax and Tax Laws to whom was referred House Concurrent Resolution No. 214 have had the same under consideration and recommend that the same be indefinitely postponed.

C. N. BRUNSDALE
 E. H. BRANT
 G. I. FETON
 G. F. DREW
 FRED G. AANDAHL
 M. J. RASCHKO
 GUST WOG
 M. R. YOUNG
 A. W. FOWLER, Chairman.

Mr. President: A minority of your committee on Tax and Tax Laws to whom was referred House Concurrent Resolution No. 214 have had the same under consideration and recommend that the same do pass.

ROB. GREISER
 AXEL OLSON
 IVER SOLBERG
 GUST TWETEN

Senator Solberg moved the adoption of the report of the minority of the Committee on Tax and Tax Laws on House Concurrent Resolution No. 214.

Senator Fowler offered a substitute motion that the report of the majority be adopted, which motion prevailed.

Senator Raschko moved that the vote by which the report of the majority of the Committee on Tax and Tax Laws on House Concurrent Resolution No. 214 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 5, 1941.

Mr. President: The House requests the return of Senate Bill No. 193 and Senate Bill No. 149.

C. R. VERRY, Chief Clerk.

Senator Dahl moved that the House be requested to return Senate Concurrent Resolution "Q," which motion prevailed.

Senator Fowler moved that the Senate comply with the request of the House for the return of Senate Bills 149 and 193, which motion prevailed.

Senator Thatcher moved that the House be asked to return House Bill No. 127, which motion prevailed.

Senator Stucke asked the unanimous consent of the Senate to introduce Senate Bill No. 212, which request was granted.

FIRST READING OF SENATE CONCURRENT RESOLUTION

SENATE CONCURRENT RESOLUTION

"R"

Introduced by Committee on Public Welfare

A Concurrent Resolution providing for a method of expenditure of funds appropriated for Old Age Assistance for the biennium beginning July 1, 1941, and ending June 30, 1943.

WHEREAS, the Public Welfare Board has submitted to the Budget Board the budget requiring an appropriation of \$5,213,000.00 on the forty dollar a month minimum basis as provided for by the amendment to the Old Age Assistance Act, approved by the electorate November 8, 1938, and

WHEREAS, it is the judgment of the Public Welfare Board after a careful survey that this amount would be needed to provide for old age assistance in North Dakota for the biennium on the basis of the forty dollar minimum, and

WHEREAS, the Public Welfare Board has estimated that the sum of \$2,174,025.00 will be necessary to provide for old age assistance for the biennium beginning July 1, 1941, and ending June 30, 1943, to make old age assistance payments on the basis of need, and

WHEREAS, the Twenty-seventh Legislative Assembly of the State of North Dakota, because of excessive demands made upon public funds from other sources does not feel that there are sufficient funds available to appropriate the amount of \$5,213,000.00 to finance old age assistance on the basis of a minimum of \$40.00 a month as provided by the initiated amendment of 1938.

THEREFORE, BE IT RESOLVED that the Public Welfare Board use the sum appropriated by this Legislative Assembly in providing for old age assistance grants to needy

old age assistance clients on the basis of need, with due regard to the requirements and the conditions of each recipient of old age assistance and to the income and resources determined to be available to each recipient from whatever source and that the amount of each grant shall be sufficient when added to such income and resources to provide the recipient with a reasonable subsistence compatible with health and well being.

Was read the first time, and referred to the Committee on Public Welfare.

FIRST READING OF SENATE BILLS

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty.

Was read the first time and referred to the Committee on Public Health.

The President announced that he had appointed as a Conference Committee to meet with a like committee from the House on Senate Bill No. 117, the following Senators: Drew, Brunsdale and Stucke.

Senator Hill moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

FIFTY-EIGHTH DAY

Bismarck, March 5, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan.

Roll Call: All senators present except Rue.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing

Authorities and of the Federal Government; and to Declare an Emergency.

House Bill No. 106. 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, North Dakota.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarek, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

House Bill No. 330. A Bill for an Act to Amend Section 189b29 of Chapter 137, Session Laws of 1933 Providing for the Abatement of Hail Indemnity Tax; Correction of Records and Reduction from the Surplus; Declaring an Emergency.

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

House Bill No. 300. A Bill for an Act to Amend and Re-enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-

five Per Cent of the Freeholders for Livestock Owners in Such Townships, Fixing Penalty for Violation.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

House Bill No. 141. A Bill for an Act Amending and Re-enacting Sections 578b1, 578b3, 578b4, 578b5, 578b7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; To Amend and Re-enact Chapter 139 of the Session Laws of North Dakota for 1937; Providing for a State Board of Electricians, Prescribing Their Duties; Providing for Classification and Licensing of Electric Workers; Prescribing Fees for the Examination and License; Providing for Inspection and Regulation of Electric Work; Providing for Allocation of Fees; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

House Bill No. 98. A Bill for an Act Relating to the Sale of Cigarettes, Cigarette Papers, and Wrappers, Papers Used for the Making of Cigarettes, and Snuff; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon;

Providing for the Regulation of the Sales Thereof; Providing Penalties for the Violation Thereof; Repealing Chapter 106, Session Laws of North Dakota for 1927, Chapter 105, Session Laws of North Dakota for 1931, Chapter 269, Session Laws of North Dakota for 1935, and All Acts or Parts of Acts in Conflict Therewith.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Senate Bill No. 67. A Bill for an Act to Amend and Re-

enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

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

Mr. President: 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 find the same correct.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications protesting the cut in appropriation for the Correspondence Study Course were received from the following: Elizabeth Gurski, Courtenay; Rev. C. Witt, Hull; Ernest Lundt, Palermo; Kenneth Toyren, Scranton; Gloria Anderson, White Earth; Ethelien Griggs, McLeod; Ernest Vick, Williston; Myrtle Himley, Rock Lake; Ida Terras, Antelope; Orville Hoff, Gardena; Eva Hana of Linton and Agnes Symionan of Bismarck; also a petition signed by Gordon Paulsen of Scranton and twelve others, which were referred to the Committee on Appropriations.

Telegrams were received by the Lieutenant Governor opposing House Bill No. 165 from Sena Ingberg, Ray; Martin Baldwin, McVille; C. L. Botton, Rolette, the County Commissioners of Logan, Barnes, LaMoure, McIntosh, Richland, Bowman, Adams, Ransom, and Kidder counties; President of Towner city commission; Assn. of Commerce of Towner; Farmers Coop. Elevator Co., Towner; J. H. Cox, Berthold; and the mayor and Assn. of Commerce of Columbus, all of which were referred to the Committee on Highways.

Also received by Lieutenant Governor Hagen were communications from Enoch Schultz Creamery of Bismarck; Archie Guild of Judson; Clarence Giese of Judson and Dave Giese of Judson favoring passage of House Bill No. 251, which were referred to the Committee on Agriculture and Livestock.

Senator Nelson of McKenzie presented a telegram opposing the increase in load limit on trucks from the Farmer and Guide of Watford City, which was referred to the Committee on Highways.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Public Welfare to whom was referred Senate Concurrent Resolution "R," have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brant moved that the Senate do not concur in the House amendments to Senate Bill No. 205 which motion prevailed.

Senator Brant moved that the President appoint a Conference Committee to meet with a like Committee from the House on Senate Bill No. 205.

Senator Gronvold moved that the absent senator be excused, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 304. A Bill for an Act Relating to the Eradication of the Weed Indian Hemp, and Providing for the Growth Thereof for Commercial Purposes Under License Issued by the Commissioner of Agriculture, with Penalties Provided.

House Bill No. 292. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation. Repeal.

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

House Bill No. 333. A Bill for an Act Providing for the Operation of Motor Vehicles Within this State by Non-Resident Owners Authorizing the Motor Vehicle Registrar to Enter Into Reciprocal Agreements With Authorized Officials of Other States; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for and Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

House Bill No. 196. A Bill for an Act to Amend and Re-enact Subsection (h) of Section 51 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment By the Supreme Court of the State Examiner as Receiver of Insolvent State Banks, the Transfer of Powers and Duties of the Receiver or Receivers Heretofore Appointed By the Supreme Court to the State Examiner and Providing That the State Examiner Shall Become Receiver of All Insolvent State Banks from Which the Receiver Appointed by the Supreme Court has Not Been Discharged, and Declaring an Emergency.

House Concurrent Resolution No. 214. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Articles 20 and 29 of the Amendments Thereto, Relating to the Levying of Taxes Upon Property in the State of North Dakota.

House Concurrent Resolution No. 216. A Concurrent

Resolution for an Amendment to the Constitution of the State of North Dakota Permitting Municipal Liquor Stores.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return Senate Bill 149 and Senate Bill No. 193 which the House has requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of:

Senate Concurrent Resolution."Q",

House Bill No. 127.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 117 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Drew, Brunsdale, Stucke.

W. J. TROUT, Secretary.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "S"

Introduced by Public Welfare Comm.

RELIEF FUND LOANS

Requesting the Bank of North Dakota with the approval of the Industrial Commission to make loans to the Public Welfare Board of North Dakota to meet the emergencies for funds to match Federal grants under the Social Security Programs or general relief requirements.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN; THAT

WHEREAS, the Public Welfare Board of North Dakota, as created by Chapter 221 of the Session Laws of 1935, is a department of the State of North Dakota; and

WHEREAS, the Bank of North Dakota, under the provisions of Section 5192a15 of the 1925 Supplement to the Compiled Laws of 1913, is authorized, with the approval of the Industrial Commission of this State, to transfer funds and make loans to any state department, which funds shall be returned to the Bank of North Dakota with interest; and

WHEREAS, State Funds to match Federal funds for the Social Security programs must be available thirty days prior to the beginning of each quarter in order to secure Federal matching funds in time to meet payments for that quarter, therefore,

BE IT RESOLVED that in the event of emergencies where funds appropriated by the Legislature for meeting Social Security or general relief requirements are not available in the State Treasury when needed, that the Industrial Com-

mission be requested to approve loans and the Bank of North Dakota be requested to make such loans if possible to do so, and further providing that such loans shall in no case be in excess of \$200,000.00 or in excess of amounts appropriated by the Legislature for such purposes, and that said loans be paid with interest as soon as there is money available in the State Treasurer's office to meet said appropriations for Social Security or general relief.

Was read the first time, and referred to the Committee on Public Welfare.

SENATE CONCURRENT RESOLUTION "T"

Introduced by Senators Hill, Morgan of Richland, and Kehoe
RELATIVE TO QUADRUPLETS BORN TO MR. AND MRS.
NICK BROWN OF CASS COUNTY, NORTH DAKOTA.

WHEREAS, on the sixth day of February, 1941, there were born to Mr. and Mrs. Nick Brown, residents of the County of Cass, State of North Dakota, quadruplets, being three male children and one female child, all of whom are living and in healthy condition, and

WHEREAS, this is the first known instance of the birth of quadruplets in the State of North Dakota, and it is the sense of the Legislative Assembly of this State that official public recognition should be given this unusual and happy event:

NOW, THEREFORE, be it resolved by the Senate of the State of North Dakota, the House of Representatives concurring, that a committee of three (3) persons be appointed by the Twenty-seventh Legislative Assembly which committee shall consist of two (2) Senators, viz; the Honorable Wm. Watt, Senator from Cass County, North Dakota; the Honorable J. L. Flatt, Senator from Ransom County, North Dakota; and the Honorable H. G. Nilles, Attorney at Law of Fargo, North Dakota; which committee shall have the power and authority for the purpose of providing for the care, support and general well-being of the said quadruplets during the period of their minority, and to that end and for that purpose shall be authorized to solicit and receive contributions of money and property from individuals, partnerships, associations, corporations, schools, public and private, lodges, churches and church bodies, organizations, 4H Clubs, and any other organization or organizations; and shall be charged with the duty of using and distributing the funds and property solicited and received to the parents of said quadruplets to enable them to provide a suitable home, care, nurture and educational training for such quadruplets; and in order to effectuate the purposes of this Act shall have the power and authority to make such rules, regulations and take such other action as may be necessary under the terms of this resolution to conserve the funds and property solicited and received hereunder for the purposes in this resolution set forth.

Was read the first time, and referred to the Committee on Ways and Means.

The President announced that he had appointed a Conference Committee to meet with a like committee from the House on Senate Bill No. 205, the following Senators: Senators Brant, Thatcher and Isaak.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

House Bill No. 255. A Bill for an Act to Amend and

Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 20.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 5, 1941.

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

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Senate Bill No. 82. A Bill for an Act Authorizing Muni-

palities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to return House Bill No. 127 which the Senate has requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 5, 1941.

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

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by

Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Which the House has amended.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to return herewith the following bills which the House has passed unchanged:

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Senate Bill No. 186. A Bill for an Act Removing Statutory

Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to transmit herewith the following resolution:

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

Which the House has adopted and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 4, 1941.

Mr. President: I have the honor to inform you that the House has appointed as a conference committee to act with a like committee from the Senate, Representatives: Fitch, McIntyre and Carlson, to act with the committee appointed by the Senate on Senate Bill No. 28.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 205 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Brant, Thatcher, Isaak.

W. J. TROUT, Secretary.

Senator Dahl requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Dahl moved that the Senate do now recess for fifteen minutes, which motion prevailed and the Senate stood recessed.

The Senate reconvened at the conclusion of the fifteen minutes recess.

The President announced that the Senate would be on the Eleventh Order of Business without objection.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

Was read the first time.

Senator Fowler moved that House Concurrent Resolution "U" be adopted, which motion prevailed and House Concurrent Resolution "U" was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 137 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Ways and Means to whom was referred Senate Concurrent Resolution "T" have had the same under consideration and recommend that the same do pass.

ED. A. HILL, Chairman.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 142 have had the same under consideration and recommend that the same be amended as follows:

Add section seven to the present bill to read as follows: "Section 7. Whereas the appropriations for the various officers, departments and agencies have been passed or recommended for passage for the ensuing biennium and said appropriations have provided for the payment of local telephone service and departmental switchboard operating expense for the several departments; and

Whereas this act makes an appropriation to the Board of Administration for the operation and maintenance of telephone service in the State Capitol building; and

Whereas this would result in a double appropriation for said purpose;

It is therefore hereby provided that during the first biennial period after the taking effect of this act, the Board of Administration shall make a monthly charge to each officer, department or agency for telephone service during the preceding month, and said charge shall be paid by said officer, department or agency in the same manner and out of the same fund or funds as local telephone service and depart-

mental switchboard expenses have heretofore been paid and said payments shall be credited to the State General Fund."

And when so amended be placed on the calendar without recommendation.

WM. WATT, Chairman.

Senator Watt moved that the report be printed in the journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 147 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 148 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 149 have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Health to whom was referred Senate Bill No. 212 have had the same under consideration and recommend that the same do pass.

E. C. STUCKE, Chairman.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp

Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Flatt 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. 108. 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.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	O'Brien	

Absent and not voting:

Nelson, Renville Rue

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which House Bill No. 108 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Having been read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
---------	--------	---------

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler		

Absent and not voting:

Nelson, Renville	Rue	Solberg
------------------	-----	---------

So the bill passed and the title was agreed to.

Senator Morgan of Richland moved that the vote by which House Bill No. 109 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Hill	Page
Brant	Isaak	Raschko
Bond	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Young
Foss		

Those voting in the negative were:

Owings	Solberg
--------	---------

Absent and not voting:

Guenther	Rue	Wog
----------	-----	-----

Nelson, Renville

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 186 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Adam	Fowler	Nelson, McKenzie
Blank	Ginter	O'Brien
Bond	Greiser	Page
Brant	Gronvold	Raschko
Braun	Isaak	Stucke
Bridston	Kamrath	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Tweten
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Dickey	Young

Those voting in the negative were:

Beaton	Lofthus	Owings
Bilden	Olson, McHenry	Streibel
Hill	Olson, Mountrail	Thatcher

Absent and not voting:

Guenther	Rue	Solberg
Nelson, Renville		

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Gronvold 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. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry

Beaton	Gronvold	Olson, Mountrail
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler		

Those voting in the negative were:

Owings

Absent and not voting:

Brant	Nelson, Renville	Stucke
Guenther	Rue	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Hill 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 prevailed.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Brunsdale	Lavik	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Lofthus	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young
Ginter	O'Brien	

Absent and not voting:

Brant	Nelson, Renville	Stucke
Bridston	Rue	

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 211 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	O'Brien	Youno
Ginter		

Absent and not voting:

Brant	Nelson, Renville	Rue
-------	------------------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Tweten moved that the vote by which House Bill No. 258 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were, ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten

Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Ginter	O'Brien	

Absent and not voting:

Brant	Nelson, Renville	Thatcher
Fowler	Rue	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Nelson of Dickey moved that the vote by which House Bill No. 272 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Grand Fks.
Adam	Ginter	O'Brien
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Streibel
Brant	Isaak	Stucke
Braun	Kamrath	Topp
Brunsdale	Kehoe	Troxel
Dahl	Lavik	Tweten
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young
Foss	Nelson, Dickey	

Those voting in the negative were:

Nelson, McKenzie	Olson, Mountrail	Solberg
Olson, McHenry		

Absent and not voting:

Bridston	Rue	Thatcher
Nelson, Renville		

So the bill passed and the title was agreed to.

Senator Page moved that House Bill No. 289 be amended as follows:

Correct the title to include the word "Emergency," which motion prevailed.

And the emergency clause was declared carried.

Senator Page 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 prevailed.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Foss	Olson, McHenry
Adam	Fowler	Olson, Mountrail
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kamrath	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Grand Fks.	Watt
Feton	Nelson, McKenzie	Wog
Flatt	O'Brien	Young

Those voting in the negative were:

Ginter	Nelson, Dickey	Tweten
Kehoe		

Absent and not voting:

Morgan, Richland	Nelson, Renville	Rue
------------------	------------------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond moved that the vote by which House Bill No. 123 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher

Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Ginter	O'Brien	Young
Greiser	Olson, McHenry	

Those voting in the negative were:

Bilden

Absent and not voting:

Flatt	Nelson, Renville	Rue
Fowler		

So the bill passed and the title was agreed to.

Senator Guenther moved that the vote by which House Bill No. 191 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Tweten
Drew	Morgan, Walsh	Watt
Feton	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Ginter		

Those voting in the negative were:

Brant	Nelson, Dickey	Raschko
Flatt	Page	Topp

Absent and not voting:

Fowler	Nelson, Renville	Rue
--------	------------------	-----

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which House Bill

No. 193 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Richland	Tweten
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss	Nelson, McKenzie	

Those voting in the negative were:

Solberg Topp

Absent and not voting:

Fowler Nelson, Renville Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Gronvold moved that the vote by which House Bill No. 215 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	O'Brien	Young
Fowler		

Those voting in the negative were:

Morgan, Richland

Absent and not voting:

Nelson, Renville Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Isaak moved that the vote by which House Bill No. 223 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Owings moved that House Bill No. 278 be amended as follows:

Section 1, line 23, strike out the period and insert a comma and add the following: "or any other special appropriation exempted from the operation of this Act by the Act making such appropriation" and

Section 2, line 17, after the word "amount" insert the following "appropriated for the biennium."

Which motion prevailed.

Senator Owings moved that the rules be suspended and that House Bill No. 278 be placed on Second Reading and Final Passage as amended, which motion prevailed.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	O'Brien	

Absent and not voting:

Nelson, Renville Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Owings moved that the vote by which House Bill No. 278 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Brant requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Brant moved that House Bill No. 238 be placed at the foot of the calendar, which motion prevailed.

Senator Solberg moved that the Senate reconsider the action by which House Bill No. 127 was lost, which motion prevailed.

Senator Solberg moved that House Bill No. 127 be referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays 3; absent and not voting, 3; 1 pass.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Blank	Guenther	Page
Bond	Isaak	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp

Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Hill	Kamrath	Troxel
------	---------	--------

Absent and not voting:

Brant	Nelson, Renville	Rue
-------	------------------	-----

Passed:

Bilden

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 221 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Bilden	Nelson, Renville	Rue
--------	------------------	-----

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 237 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, McKenzie
Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Tweten
Dahl	Morgan, Walsh	Watt
Drew	Nelson, Dickey	Wog
Feton	Nelson, Grand Fks.	Young
Flatt		

Those voting in the negative were:

Isaak	Solberg	Troxel
Owings	Streibel	

Absent and not voting:

Fowler	Nelson, Renville	Rue
Hill		

So the bill passed and the title was agreed to.

Senator Morgan of Richland 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.

Senator Kehoe moved that House Bill No. 72 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young
Ginter	O'Brien	

Those voting in the negative were:

Aandahl	Flatt	Page
Bond	Morgan, Richland	Raschko
Brant		

Absent and not voting:

Hill	Rue	Watt
Nelson, Renville		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Tweten moved that the vote by which House Bill No. 115 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 Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss	Nelson, McKenzie	

Those voting in the negative were:

Page

Absent and not voting:

Hill	Rue	Watt
Nelson, Renville		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Nelson of McKenzie 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.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Foss	O'Brien
Adam	Fowler	Olson, McHenry
Beaton	Gronvold	Owings
Blank	Guenther	Page
Bond	Isaak	Raschko
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Richland	Topp
Drew	Morgan, Walsh	Wog
Feton	Nelson, Grand F'ks.	Young
Flatt		

Those voting in the negative were:

Bilden	Lofthus	Solberg
Dahl	Nelson, Dickey	Troxel
Ginter	Nelson, McKenzie	Tweten
Greiser	Olson, Mountrail	

Absent and not voting:

Hill	Rue	Watt
Nelson, Renville		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 241 was passed be reconsidered and the motion to reconsider be laid on th table, which motion prevailed.

Senator Adam: "Mr. President, I want to explain my vote and have it recorded in the Journal. I was previously informed that when House Bill No. 241 passes the proprietor escapes paying the license fee to the state but I am informed now that this is not the case. They pay the license the same as other places. The only thing is they don't want to have a policeman at the door. I vote "Aye".

Senator Fowler moved that the House be requested to return House Bill No. 157, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to inform you that the Senate requests the House to return House Bill No. 157.

W. J. TROUT, Secretary.

Senator Fowler moved that House Bills Nos. 4, 5, 7, 15, 16, 18, 19, 21, 22, 33, 103, 107, 150, 151, 174, 200, 210, 231, 277, 297, 303, 323, 334, 337, 163, 208, 246, 321, 288, 312, 279, 284, 306, 3, 17, 2, 202, and 152 be placed on second reading, after which the Senate stand recessed until 7:30 P. M. which motion prevailed.

The Secretary read the above numbered bills, after which the Senate stood recessed pursuant to the motion of Senator Fowler.

The Senate reconvened at 7:30 P. M. pursuant to recess taken.

The President announced that without objection the Senate would be on the ninth order of business.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to request the Senate to return to the House Senate Bill No. 82.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 5, 1941.

Mr. President: I have the honor to return House Bill No. 157 which the Senate requested.

C. R. VERRY, Chief Clerk.

Senator Fowler moved the request of the House for the return of House Bill No. 82 be granted and that the bill be delivered to Representative Twichell, chairman of the State Affairs Committee, which motion prevailed.

The President announced that without objection the Senate would be on the twelfth order of business.

SECOND READING OF HOUSE BILLS

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Hill	Owings
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Morgan, Walsh	Stucke
Drew	Nelson, Dickey	Thatcher
Flatt	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	

Absent and not voting:

Blank	Kehoe	Topp
Brunsdale	Lofthus	Watt
Dahl	Morgan, Richland	Wog
Feton	Page	Young
Guenther	Rue	

So the bill passed and the title was agreed to.

Senator Flatt 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. 6. A Bill for an Act Making an Appropria-

tion for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Lavik	Stucke
Bridston	Nelson, Dickey	Thatcher
Drew	Nelson, Grand Fks.	Topp
Flatt	Nelson, McKenzie	Troxel
Foss	Nelson, Renville	Tweten
Fowler	O'Brien	Wog
Ginter		

Absent and not voting:

Blank	Kehoe	Page
Brunsdale	Lofthus	Rue
Dahl	Morgan, Richland	Watt
Feton	Morgan, Walsh	Young

So the bill passed and the title was agreed to.

Senator Raschko moved that the vote by which House Bill No. 6 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Raschko
Blank	Hill	Solberg
Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Lavik	Thatcher
Bridston	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Brunsdale	Lofthus	Page
-----------	---------	------

Dahl	Morgan, Richland	Rue
Feton	Owings	Watt
Kehoe		

So the bill passed and the title was agreed to.

Senator Isaak 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.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 18; nays, 25; absent and not voting, 6.

Those voting in the affirmative were:

Brant	Foss	Morgan, Walsh
Braun	Fowler	Nelson, Grand Fks.
Bridston	Gronvold	O'Brien
Brunsdale	Guenther	Topp
Dahl	Lavik	Wog
Drew	Morgan, Richland	Young

Those voting in the negative were:

Aandahl	Hill	Owings
Adam	Isaak	Raschko
Beaton	Kamrath	Solberg
Bilden	Nelson, Dickey	Streibel
Blank	Nelson, McKenzie	Stucke
Bond	Nelson, Renville	Thatcher
Flatt	Olson, McHenry	Troxel
Ginter	Olson, Mountrail	Tweten
Greiser		

Absent and not voting:

Feton	Lofthus	Rue
Kehoe	Page	Watt

So the bill was declared lost.

Senator Flatt changed his vote from "Aye" to "Nay" for the purpose of reconsideration.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Ginter	O'Brien

Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kamrath	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss		

Those voting in the negative were:

Owings	Streibel
--------	----------

Absent and not voting:

Kehoe	Rue	Watt
Lofthus		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Flatt moved that the vote by which House Bill No. 122 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 to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Raschko
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kamrath	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Wog
Flatt	Nelson, Renville	Young
Foss		

Absent and not voting:

Kehoe	Morgan, Walsh	Rue
Lofthus	Page	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Gronvold 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. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

Senator Young moved that further consideration of House Bill No. 307 be indefinitely postponed, which motion was declared lost on a rising vote.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Bond	Guenther	Owings
Brant	Hill	Page
Braun	Isaak	Raschko
Bridston	Kamrath	Solberg
Brunsdale	Kehoe	Streibel
Dahl	Lavik	Stucke
Drew	Lofthus	Topp
Feton	Morgan, Richland	Troxel
Flatt	Morgan, Walsh	Tweten
Foss	Nelson, Dickey	Wog

Those voting in the negative were:

Blank	Olson, Mountrail	Young
Nelson, Grand Fks.	Thatcher	

Absent and not voting:

Rue	Watt
-----	------

So the bill passed and the title was agreed to.

Senator Bilden moved that the vote by which House Bill No. 307 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Olson of Mountrail: "Mr. President I want to explain my vote. I think that ten cents is too much—five would be plenty."

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925

Supplement to the Compiled Laws of North Dakota of 1913,
Relating to the State Board of Architecture.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Owings
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Solberg
Bridston	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young

Absent and not voting:

Morgan, Walsh	Topp	Watt
Rue		

So the bill passed and the title was agreed to.

Senator Hill moved that the vote by which House Bill No. 299 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Troxel
Drew	Nelson, Dickey	Tweten

Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Fowler	Rue	Watt
Morgan, Walsh	Topp	

So the bill passed and the title was agreed to.

Senator Nelson of Dickey moved that the vote by which House Bill No. 156 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Dickey	Young
Foss	Nelson, Grand Fks.	
Fowler	Nelson, McKenzie	

Those voting in the negative were:

Adam	Olson, Mountrail	Topp
Nelson, Renville		

Absent and not voting:

Rue	Watt
-----	------

So the bill passed and the title was agreed to.

Senator Blank 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. 263. A Bill for an Act to Amend and Re-

enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Adam	Fowler	Nelson, McKenzie
Beaton	Ginter	Nelson, Renville
Bilden	Greiser	O'Brien
Blank	Gronvold	Olson, McHenry
Bond	Guenther	Olson, Mountrail
Brant	Hill	Owings
Bridston	Kamrath	Raschko
Brunsdale	Kehoe	Stucke
Braun	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt	Nelson, Dickey	

Those voting in the negative were:

Isaak	Solberg	Troxel
Page	Streibel	Tweten

Absent and not voting:

Rue	Watt
-----	------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond 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.

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

Senator Fowler moved that House Concurrent Resolution "S" be placed at the foot of the calendar, which motion prevailed.

House Concurrent Resolution "O." A Concurrent Resolution Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

Having been read the second time, House Concurrent Resolution "O" was declared adopted on an "Aye" and "Nay" vote.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution

of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

Having been read the second time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 32; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Richland
Beaton	Foss	Morgan, Walsh
Blank	Fowler	Nelson, Renville
Bond	Gronvold	O'Brien
Brant	Guenther	Page
Braun	Hill	Raschko
Bridston	Isaak	Topp
Brunsdale	Kamrath	Troxel
Dahl	Kehoe	Watt
Drew	Lavik	Wog
Feton	Lofthus	

Those voting in the negative were:

Adam	Olson, McHenry	Streibel
Bilden	Olson, Mountrail	Stucke
Ginter	Owings	Thatcher
Nelson, Dickey	Solberg	Tweten
Nelson, McKenzie		

Absent and not voting:

Greiser	Rue	Young
Nelson, Grand Fks.		

So the resolution was declared adopted.

Senator Bridston moved that the vote by which House Concurrent Resolution No. 63 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

Having been read the second time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Blank	Foss	Nelson, Grand Fks.
Bond	Fowler	Nelson, Renville
Brant	Gronvold	O'Brien
Braun	Guenther	Page
Bridston	Hill	Raschko
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog

Those voting in the negative were:

Adam	Nelson, Dickey	Solberg
Beaton	Nelson, McKenzie	Streibel
Bilden	Olson, McHenry	Stucke
Ginter	Olson, Mountrail	Thatcher
Isaak	Owings	Twetten
Kamrath		

Absent and not voting.

Greiser	Rue	Young
---------	-----	-------

So the resolution was declared adopted.

Senator Bridston moved that the vote by which House Concurrent Resolution No. 64 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

FINAL PASSAGE OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Having been read the second time, Senate Concurrent Resolution "P" was declared adopted on an "Aye" and "Nay" vote.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 108. 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.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 278. A Bill for an Act to Amend and Re-

enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted

by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts,

and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose Whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	

Those voting in the negative were:

Blank

Absent and not voting:

Bridston	Rue	Young
Greiser		

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 46 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Brant moved that House Bill No. 91 be amended as follows:

After the word "county" in line 10, add the following provisions: "or the board of county commissioners may employ a competent and experienced person to manage, lease and collect rentals for all lands owned by the county, who shall be known as the County Land Agent and shall be bonded by the State Bonding Fund in such amount as the Board of County Commissioners shall determine to secure the faithful discharge of his official duties; that such agent shall deposit all rentals and fees collected by him with the County Treasurer and take his receipt therefor. The County Commissioners shall fix the compensation and limit the expenses which such agent may incur in managing, leasing and collecting such rentals and which compensation and expenses shall not exceed 10% of the total revenue collected by such agent and

shall be paid out of the revenue derived from the rentals of county lands."

Which motion prevailed.

Senator Brant moved that the rules be suspended and that House Bill No. 91 be placd on Second Reading and Final Passage as amended, which motion prevailed.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays,6; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Grand Fks.
Adam	Ginter	Nelson, Renville
Beaton	Gronvold	O'Brien
Bilden	Guenther	Owings
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Watt
Feton	Morgan, Walsh	Wog
Flatt	Nelson, Dickey	Young
Foss		

Those voting in the negative were:

Nelson, McKenzie	Olson, Mountrail	Topp
Olson, McHenry	Solberg	Tweten

Absent and not voting:

Blank	Greiser	Rue
-------	---------	-----

So the bill passed and the title was agreed to.

Senator Isaak 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.

Senator Olson of Mountrail: "Mr. President, I want to explain my vote. In our county, our county auditor has done a wonderful job in handling these lands—the best job in the state—and even the taxpayers give him credit, and I see no reason for hiring some one else and paying another salary. Therefore I vote "No".

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transfer-

ability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Blank	Greiser	Rue
Fowler		

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Feton	Olson, McHenry
Adam	Flatt	Olson, Mountrail
Beaton	Foss	Owings
Bilden	Gronvold	Page
Bond	Guenther	Streibel
Brant	Hill	Stucke
Braun	Lavik	Thatcher
Bridston	Morgan, Richland	Topp
Dahl	Nelson, McKenzie	Troxel
Drew	O'Brien	Wog

Those voting in the negative were:

Brunsdale	Lofthus	Nelson, Renville
-----------	---------	------------------

Ginter	Morgan, Walsh	Raschko
Isaak	Nelson, Dickey	Solberg
Kamrath	Nelson, Grand Fks.	Tweten
Kehoe		

Absent and not voting:

Blank	Greiser	Watt
Fowler	Rue	Young

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Braun 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.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Blank	Greiser	Rue
Fowler		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl moved that the vote by which House Bill No. 224 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream

Stations and Other Places of Business Purchasing Such Products From the Public.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Hill	Olson, Mountrail
Adam	Isaak	Owings
Beaton	Kamrath	Raschko
Bilden	Lavik	Solberg
Bond	Lofthus	Streibel
Brant	Morgan, Richland	Stucke
Braun	Morgan, Walsh	Thatcher
Bridston	Nelson, Dickey	Troxel
Brunsdale	Nelson, McKenzie	Tweten
Feton	O'Brien	Wog
Ginter	Olson, McHenry	Young
Gronvold		

Those voting in the negative were:

Dahl	Guenther	Page
Drew	Kehoe	Topp
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, Renville	

Absent and not voting:

Blank	Greiser	Rue
Fowler		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 251 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Young moved that House Bill No. 206 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko

Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Ginter	O'Brien	Young
Absent and not voting:		
Blank	Greiser	Rue
Fowler		

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 286 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	
Absent and not voting:		
Blank	Morgan, Walsh	Rue
Greiser	Nelson, Grand Fks.	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Brant moved that the vote by which House Bill No. 332 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Dahl	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Gronvold

Absent and not voting:

Blank	Greiser	Rue
-------	---------	-----

So the bill passed and the title was agreed to.

Senator Tweten 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.

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Bond	Fowler	Page
Braun	Gronvold	Raschko
Bridston	Guenther	Solberg
Brunsdale	Kehoe	Topp
Dahl	Lavik	Troxel
Drew	Lofthus	Watt
Feton	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Isaak	Olson, Mountrail
Beaton	Kamrath	Owings
Bilden	Nelson, Dickey	Streibel
Brant	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Thatcher

Hill	Olson, McHenry	Tweten
Absent and not voting:		
Blank	O'Brien	Rue
Greiser		

So the bill passed and the title was agreed to.

Senator Stucke moved that the vote by which House Bill No. 240 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Isaak	Owings
Bond	Kamrath	Raschko
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young
Drew		

Those voting in the negative were:

Brant	Lofthus	Solberg
Flatt	O'Brien	Thatcher
Hill	Page	Tweten

Absent and not voting:

Blank	Greiser	Rue
-------	---------	-----

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Flatt moved that the vote by which House Bill No. 328 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 35; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Bridston	Kehoe
Bond	Brunsdale	Morgan, Richland
Brant	Fowler	Topp

Those voting in the negative were:

Adam	Isaak	Page
Beaton	Kamrath	Raschko
Bilden	Lavik	Solberg
Braun	Lofthus	Streibel
Dahl	Morgan, Walsh	Stucke
Drew	Nelson, Dickey	Thatcher
Feton	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Ginter	Nelson, Renville	Watt
Gronvold	Olson, McHenry	Wog
Guenther	Olson, Mountrail	Young
Hill	Owings	

Absent and not voting:

Blank	Greiser	Rue
Flatt	O'Brien	

So the bill was declared lost.

Senator Page voted "No" for the purpose of reconsideration.

Senator Fowler moved that House Bill No. 206 be placed at the head of the calendar, which motion prevailed.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting.

Blank Greiser Rue

So the bill passed and the title was agreed to.

Senator Isaak moved that the vote by which House Bill No. 206 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler requested that the Senate be on the eighth order of business, which request was granted.

Senator Fowler moved that the action of the Senate by which further consideration of House Bill No. 157 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Fowler moved that House Bill No. 157 be placed on the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Guenther	Owings
Beaton	Hill	Page
Bilden	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter	Olson, McHenry	

Absent and not voting.

Blank Greiser Rue

Brant Isaak

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which House Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Young
Ginter	O'Brien	

Absent and not voting:

Blank	Greiser	Wog
Brant	Rue	

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which House Bill No. 4 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Nelson, McKenzie
Bilden	Isaak	Owings
Bond	Kamrath	Page
Braun	Kehoe	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Young

Absent and not voting:

Blank	Greiser	Rue
Brant	Raschko	Wog

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which House Bill

No. 5 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Bilden	Isaak	Owings
Bond	Kamrath	Page
Brant	Kehoe	Raschko
Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Nelson, Dickey	Thatcher
Feton	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Young

Absent and not voting:

Blank	Guenther	Topp
Bridston	Morgan, Walsh	Watt
Flatt	Rue	Wog
Greiser		

So the bill passed and the title was agreed to.

Senator Hill 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.

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Bilden	Isaak	Owings
Bond	Kamrath	Page
Brant	Kehoe	Raschko
Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Nelson, Dickey	Thatcher

Feton	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Young
Fowler		

Absent and not voting:

Blank	Guenther	Topp
Bridston	Morgan, Walsh	Watt
Greiser	Rue	Wog

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which House Bill No. 15 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 Enforcement and Administration of the Attorney General Licensing Department.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Thatcher
Drew	Morgan, Richland	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting.

Blank	Morgan, Walsh	Rue
Bridston	Nelson, Grand Fks.	Topp
Greiser		

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which House Bill No. 16 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 Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
---------	----------	----------------

Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Blank	Greiser	Rue
Bridston	Morgan, Walsh	Topp

So the bill passed and the title was agreed to.

Senator Dahl 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. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young

Absent and not voting:

Blank	Greiser	Rue
Bridston		

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which House Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 19. A Bill for an Act Making an Appro-

priation for Operation and Maintenance of the Auto Transportation Division.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Gronvold	Olson, McHenry	

Absent and not voting:

Blank	Bridston	Rue
Brant	Greiser	

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Gronvold		

Absent and not voting:

Blank	Bridston	Nelson, Grand Fks.
Brant	Greiser	Rue

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie 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.

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, McHenry
Adam	Hill	Olson, Mountrail
Beaton	Isaak	Owings
Bilden	Kamrath	Page
Bond	Kehoe	Raschko
Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Thatcher
Feton	Nelson, Dickey	Topp
Flatt	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Gronvold		

Absent and not voting:

Blank	Bridston	Rue
Brant	Greiser	Young

So the bill passed and the title was agreed to.

Senator Nelson of Dickey 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.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

Senator Morgan of Walsh moved that House Bill No. 102 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Bilden	Kamrath	Raschko
Bond	Kehoe	Solberg
Braun	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Gronvold	Olson, McHenry	

Absent and not voting:

Blank	Bridston	Rue
Brant	Greiser	

So the bill passed and the title was agreed to.

Senator Isaak moved that the vote by which House Bill No. 33 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 17; absent and not voting, 4; passed, 1.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Adam	Foss	Nelson, Grand Fks.
Beaton	Fowler	O'Brien
Bilden	Gronvold	Olson, Mountrail
Braun	Guenther	Raschko
Bridston	Hill	Stucke
Brunsdale	Kamrath	Watt
Dahl	Lavik	Wog
Feton	Morgan, Richland	Young

Those voting in the negative were:

Drew	Nelson, McKenzie	Streibel
Ginter	Nelson, Renville	Thatcher
Isaak	Olson, McHenry	Topp
Kehoe	Owings	Troxel
Lofthus	Page	Tweten
Nelson, Dickey	Solberg	

Absent and not voting:

Blank Greiser Rue

Brant
Passed:

Bond

So the bill passed and the title was agreed to.

Senator Young 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.

Senator Bond stated that he did not fully understand House Bill No. 103 and requested that he be excused from voting, which request was granted by the President, there being no objection.

Senator Drew requested that the Senate be on the fifteenth order of business for announcements which request was granted.

Senator Fowler moved that the Senate do now stand recessed until 9:30 A. M. March 6th, which motion prevailed and the Senate stood recessed.

W. J. TROUT, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

Bismarck, March 6, 1941.

The Senate reconvened at 9:30 A. M. pursuant to recess taken March 5th.

The President announced that the Senate would be on the fourteenth order of business for the signing of bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution No. 2. A Concurrent Resolu-

tion Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 36. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of War-

ranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of

Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing

All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

Which the Senate has adopted and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Which the House has requested.

W. J. TROUT, Secretary.

The President announced that the Senate would be on the Twelfth Order of Business, without abjection.

SECOND READING OF HOUSE BILLS

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Greiser	Nelson, McKenzie
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko

Braun	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, Renville	Young
Ginter		

Absent and not voting:

Brant	Kehoe	Thatcher
Bridston	O'Brien	Topp
Flatt	Rue	Watt

So the bill passed and the title was agreed to.

Senator Gronvold 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.

Senator Braun requested that the Senate be on the Fifteenth Order of Business for the purpose of announcing a short meeting of the Judiciary committee.

Senator Braun requested that the members of the Judiciary committee be excused for a short special meeting, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Owings
Bond	Isaak	Raschko
Bridston	Kamrath	Solberg
Brunsdale	Lavik	Streibel
Dahl	Morgan, Richland	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Absent and not voting:

Beaton	Kehoe	Rue
Brant	Lofthus	Stucke
Braun	Morgan, Walsh	Thatcher
Flatt	O'Brien	Tweten
Foss	Page	Watt
Hill		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Young 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. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Flatt	Raschko	Watt
Kehoe	Rue	

So the bill passed and the title was agreed to.

Senator Gronvold 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. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Senator Fowler moved that House Bill No. 152 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 174. A Bill for an Act Prohibiting the Sale and Use on Automobiles, Trucks and Motorcycles in the State of North Dakota, Regrooved Tires; Penalty.

Senator Guenther moved that further consideration of House Bill No. 174 be indefinitely postponed, which motion prevailed.

Senator Blank moved that the vote by which House Bill No.

174 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young

Those voting in the negative were:

Morgan, Walsh

Absent and not voting.

Morgan, Richland Rue

Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Young moved that the vote by which House Bill No. 200 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 Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

Senator Solberg moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko

Bond	Isaak	Solberg
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Bridston	Lofthus	Troxel
Dahl	Nelson, Dickey	Tweten
Drew	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Ginter	O'Brien	

Those voting in the negative were:

Aandahl	Lavik	Page
Brunsdale	Morgan, Richland	Streibel
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Grand Fks.	Watt
Fowler		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Kehoe moved that the vote by which House Bill No. 202 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt: "Mr. President. I am going to vote "No" on this bill and I want to explain my reason. My reason for voting 'No' on this bill is that the state is not now taking care of the younger class of men and giving them the attention that they should have. Until the state can do a better job than they are now doing on the young class of men, I am not in favor of starting another institution and until the state can do a little better than they are now doing I am voting against any extension of this work. I vote 'No.'"

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke

Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler		

Absent and not voting:

Guenther Nelson, Grand Fks. Rue

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 210 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	O'Brien
Bilden	Isaak	Owings
Blank	Kamrath	Solberg
Bond	Lavik	Streibel
Braun	Lofthus	Stucke
Bridston	Morgan, Richland	Thatcher
Drew	Nelson, Dickey	Tweten
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young

Those voting in the negative were:

Aandahl	Hill	Page
Brunsdale	Kehoe	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Grand Fks.	Watt
Foss	Olson, McHenry	

Absent and not voting:

Brant	Guenther	Rue
Dahl	Raschko	

So the bill passed and the title was agreed to

Senator Tweten 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.

Senator Watt: "Mr. President, I am voting "No" on this bill because we started a Department of Cooperatives in the Department of Agriculture and Labor two years ago and if this department is not going to function any better than that one, I am against starting it. I vote "No."

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Beaton	Flatt	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Braun	Hill	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Drew	Lofthus	Troxel
Feton	Morgan, Richland	Wog
Foss	Morgan, Walsh	Young

Those voting in the negative were:

Aandahl	Kamrath	Owings
Adam	Nelson, McKenzie	Solberg
Bilden	Nelson, Renville	Streibel
Ginter	Olson, McHenry	Tweten
Greiser	Olson, Mountrail	Watt
Isaak		

Absent and not voting:

Brant	Guenther	Raschko
Dahl	Nelson, Dickey	Rue

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Kehoe 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.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Hill	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp

Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Owings

Absent and not voting:

Brant	Guenther	Rue
Dahl	Nelson, Dickey	Thatcher
Flatt	Raschko	Watt

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which House Bill No. 303 was passed 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 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

Adam	Greiser	Nelson, Renville
Beaton	Gronvold	O'Brien
Bilden	Hill	Olson, McHenry
Blank	Isaak	Page
Bond	Kamrath	Stucke
Braun	Kehoe	Topp
Bridston	Lavik	Troxel
Drew	Lofthus	Tweten
Feton	Morgan, Richland	Watt
Foss	Morgan, Walsh	Wog
Fowler	Nelson, Grand Fks.	Young
Ginter	Nelson, McKenzie	

Those voting in the negative were:

Olson, Mountrail	Solberg	Streibel
Owings		

Absent and not voting:

Aandahl	Flatt	Raschko
Brant	Guenther	Rue
Brunsdale	Nelson, Dickey	Thatcher
Dahl		

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which House Bill No. 323 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Hill	Page
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Braun	Lavik	Stucke
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Brant	Kehoe	Raschko
Dahl	Nelson, Dickey	Rue
Flatt	Nelson, Grand Fks.	Thatcher
Guenther		

So the bill passed and the title was agreed to.

Senator Isaak moved that the vote by which House Bill No. 334 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Beaton	Hill	Page
Bilden	Isaak	Solberg
Blank	Kamrath	Streibel
Bond	Kehoe	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting:

Brant	Guenther	Raschko
Dahl	Nelson, Dickey	Rue
Gronvold	Nelson, Grand Fks.	

So the bill passed and the title was agreed to.

Senator Isaak moved that the vote by which House Bill No. 337 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title

to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of **Employees** and Furnishing of Other Bonds; Re-

pealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand July 1, 1941, in the "Auto Transportation Fund".

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the

Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

House Bill No. 273. A Bill for an Act for the Licensing, Regulating and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Declaring an Emergency.

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Sections 26 and 53 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

House Bill No. 184. A Bill for an Act Authorizing the

Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Senate Bill No. 36. 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.

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 5, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 174. A Bill for an Act Prohibiting the Sale and Use on Automobiles, Trucks and Motorcycles in the State of North Dakota, regrooved tires; Penalty.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate do now recess until 1:00 P. M. which motion prevailed and the Senate stood recessed.

The Senate reconvened at 1:00 P. M. pursuant to recess.

Senator Stucke requested that the Senate be on the Eighth Order of Business.

Senator Stucke moved that Senate Bill No. 128 be placed upon the calendar, which motion prevailed.

The President announced that the Senate would be on the Fifth Order of Business, without objection.

REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 17

Was delivered to the Governor for his approval at the hour of 2:55 P. M. o'clock March 4, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 21,
Senate Bill No. 26,
Senate Bill No. 37,
Senate Bill No. 55,
Senate Bill No. 111,
Senate Bill No. 186,
Senate Bill No. 204.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred Senate Concurrent Resolution "S," have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 90, have had the same under consideration and recommend that the same be placed on calendar without Committee recommendation.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 110, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, strike out the figures "\$261,252.00" and insert in lieu thereof the figures "\$242,452.00".

In line 14, strike out the figures "\$41,669.00" and insert in lieu thereof the figures "\$46,669.00".

In line 15, strike out the figures "\$73,702.00" and insert in lieu thereof the figures "\$78,702.00".

In line 17, strike out the figures "\$17,000.00" and insert in lieu thereof the figures "\$16,000.00".

In line 25, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,900.00".

In line 29, strike out the figures "\$55,000.00" and insert in lieu thereof the figures "\$49,000.00".

In line 33, strike out the figures "\$11,000.00" and insert in lieu thereof the figures "\$5,000.00".

In line 36, strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$6,000.00".

In line 34, strike out the figures "\$1,800.00" and insert in lieu thereof the figures "\$1,500.00".

In line 37, strike out the figures "\$236,152.00" and insert in lieu thereof the figures "\$227,252.00".

After line 38, "Improvements & Repairs", add a new line "Repairs for Dakotah Hall (under supervision of Board of Administration)\$8,000.00"

Strike out all of lines 40, 41, 42, and 43.

In line 45, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$900.00".

In line 46, strike out the words "Devine Hall" and the figures "\$500.00" and insert in lieu thereof the following: "Fire House and Equipment\$800.00."

In line 48, after the word "School" insert the words "Maintenance and equipment": also strike out the figures "\$4,500.00" and insert in lieu thereof the figures "\$4,000.00".

Strike out all of line 63.

In line 64, strike out the figures "\$261,252.00" and insert in lieu thereof the figures "\$257,452.00".

WM. WATT, Chairman.

And when so amended recommend the same do pass.

Senator Aandahl moved that the report be printed in the Journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 111, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, strike out the figures "\$1,161,950.00" and insert in lieu thereof "\$1,143,450.00".

In line 4, strike out the figures "\$6,000.00".

In line 24, strike out the figures "\$28,500.00" and insert in lieu thereof the figures "\$23,000.00".

In line 34, after the word "Material", add the words "and Tunnels"; also strike the figures "\$28,000.00" and insert in lieu thereof the figures "\$30,000.00".

In line 38, strike out the figures "\$265,000.00" and insert in lieu thereof the figures "\$250,000.00".

In line 55, strike out the figures "\$1,161,950.00" and insert in lieu thereof the figures "\$1,143,450.00".

Strike out everything after line 55.

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Judiciary, to whom was referred House Bill No. 127, have had the same under consideration and recommend that the same be amended as follows:

In Section 3, line 3, of the engrossed bill, strike out the word "shall", and strike out all of line 4 in said Section 3, and the word "traveled" in line 5 of said Section 3.

And when so amended recommend the same do pass.

W. J. BRAUN, Chairman.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways, to whom was referred House Bill No. 134 have had the same under consideration and recommend that the same be indefinitely postponed.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Banks and Banking to whom was referred House Bill No. 138 have had the same under consideration and recommend that the same be indefinitely postponed.

M. J. RASCHKO, Chairman.

Senator Raschko moved that the report be adopted, which motion was lost.

Senator Stucke moved that House Bill No. 138 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Highways to whom was referred House Bill No. 165 have had the same under consideration and recommend that the same be amended as follows:

On page 717 of the Journal, in Section 2:

in line 25, strike out \$115 and insert \$100;

in line 26, strike out \$150 and insert \$125;

in line 27, strike out \$190 and insert \$150;
 in line 28, strike out \$240 and insert \$180;
 in line 29, strike out \$290 and insert \$210;
 in line 30, strike out \$346 and insert \$250.

After line 32, insert line 32A and the following: "4,000 lbs. and under, \$13.50."

in line 33, strike out "\$18.50" and insert "\$16.00".
 in line 34, strike out "\$20.00" and insert "\$18.50".
 in line 35, strike out "\$22.50" and insert "\$21.00".
 in line 36, strike out "\$25.00" and insert "\$23.50".
 in line 37, strike out "\$27.00" and insert "\$26.00".
 in line 38, strike out "\$30.00" and insert "\$28.50".
 in line 39, strike out "\$32.50" and insert "\$31.00".
 in line 40, strike out "\$35.00" and insert "\$34.00".
 in line 41, strike out "\$40.00" and insert "\$37.00".
 in line 42, strike out "\$45.00" and insert "\$40.00".

And when so amended recommend the same do pass.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 218 have had the same under consideration and recommend that the same be amended as follows:

In Section 2, line 3, strike out the figure 25 and insert the figure 35.

In Section 2, line 8, after the word "next" strike out the rest of line 8, all of lines 9, 10, 11, 12 and in line 13 "any general election" and insert the following: "primary or general election".

And when so amended recommend the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 232 have had the same under consideration and recommend that the same be amended as follows:

In Section 6, line 33, of the engrossed bill, after the semi-colon, strike out all of line 33, line 34, and the word "dollars" and the semi-colon in line 35.

In line 35, after the word "provided" strike out the word "further".

And when so amended recommend the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 10, have had the same under consideration and recommend that the same be amended as follows:

In line 50, strike out the figures "\$350.00" and insert in lieu thereof the figures "\$650.00."

In line 52, strike out the figures "\$68,450.00" and insert in lieu thereof the figures "\$68,850.00."

In line 67, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$12,000.00."

In line 68, strike out the figures "\$120,000.00" and insert in lieu thereof the figures "\$117,000.00."

After line 93 add a new line, "93a Blue Book, Printing and Distribution\$5,000.00."

In line 94, strike out the figures "\$17,400.00" and insert in lieu thereof the figures "\$22,400.00."

In line 106, strike out the figures "\$850.00" and insert in lieu thereof the figures "\$1,000.00."

In line 109, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$800.00."

In line 112, strike out the figures "\$59,576.00" and insert in lieu thereof the figures "\$42,110.00."

Strike out lines 115 and 116, and insert the following:

Salary—Field Auditor	\$ 3,600.00
Clerkhire (8 additional clerks)	25,000.00
Postage	5,000.00
Office Supplies	500.00
Furniture & Fixtures	2,500.00
Printing	4,000.00
Miscellaneous	1,200.00
Travel Expense	5,000.00

\$46,800.00

In line 123 strike out the figures "\$17,200.00" and insert in lieu thereof the figures "\$19,000.00."

In line 135 strike out the figures "\$44,916.00" and insert in lieu thereof the figures "\$46,716.00."

In line 148, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$4,500.00."

In line 149, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$800.00."

In line 154, strike out the figures "\$29,370.00" and insert in lieu thereof the figures "\$30,670.00."

Strike out line 158.

In line 160, strike out the figures "\$2,600.00" and insert in lieu thereof the figures "\$3,000.00."

In line 162, strike out the figures "\$250.00" and insert in lieu thereof the figures "\$350.00."

In line 167, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 172, strike out the figures "\$15,675.00" and insert in lieu thereof the figures "\$11,575.00."

In line 252, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 253, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 283, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$500.00."

In line 284, strike out the figures "\$10,570.00" and insert in lieu thereof the figures "\$10,670.00."

In line 288, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$300.00."

In line 289, strike out the figures "\$1,400.00" and insert in lieu thereof the figures "\$1,500.00."

In line 319, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$3,000.00."

In line 320, strike out the figures "\$16,650.00" and insert in lieu thereof the figures "\$16,150.00."

In line 368, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 369, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 370, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 373, strike out the figures "\$14,000.00" and insert in lieu thereof the figures "\$12,000.00."

In line 375, strike out the figures "\$196,200.00" and insert in lieu thereof the figures "\$188,200.00."

In line 387, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 390, strike out the figures "\$58,906.27" and insert in lieu thereof the figures "\$59,906.27."

In line 405, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$3,480.00."

In line 408, strike out the figures "\$155,530.00" and insert in lieu thereof the figures "\$156,010.00."

In line 428, strike out the figures "\$50.00" and insert in lieu thereof the figures "\$100.00."

In line 429, strike out the figures "\$1,140.00" and insert in lieu thereof the figures "\$1,240.00."

Strike out lines 445b and 446, and insert a new line,

"Hydrographic Survey\$3,500.00."

In line 509, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$6,000.00."

In line 511, strike out the figures "\$1,750.00" and insert in lieu thereof the figures "\$1,425.00."

In line 515, strike out the figures "\$875.00" and insert in lieu thereof the figures "\$1,200.00."

In line 518, strike out the figures "\$86,335.00" and insert in lieu thereof the figures "\$87,535.00."

In line 532, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$6,000.00."

In line 542, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$6,000.00."

In line 543, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 546, strike out the figures "\$40,180.00" and insert in lieu thereof the figures "\$48,180.00."

In line 549, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$1,250.00."

In line 550, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$1,250.00."

In line 551, strike out the figures "\$1,825,356.89" and insert in lieu thereof the figures "\$1,853,536.89."

And when so amended recommend the same do pass.

WM. WATT, Chairman.

Senator Aandahl moved that the report be printed in the Journal and adopted without reading, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Counties, to whom was referred House Bill No. 270 have had the same under consideration and recommend that the same be amended as follows:

In Section 2, line 3, strike out the figure 25 and insert the figure 35.

In Section 2, line 8, after the word "next" strike out the rest of line 8, all of lines 9, 10, 11, 12 and in line 13 "any general election" and insert the following: "primary or general election".

And when so amended recommend the same do pass.

E. H. BRANT, Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways to whom was referred Senate Concurrent Resolution "O" have had the same under consideration and recommend that the same do pass.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Public Welfare to whom was referred Senate Concurrent Resolution "R" have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Drew moved that the report be adopted.

Senator Streibel made a substitute motion that Senate Concurrent Resolution "R" be indefinitely postponed.

Senator Fowler made a substitute motion that further action on Senate Concurrent Resolution "R" be laid over one legislative day, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "U"

Introduced by Senate Committee on Employment.

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

That Walter J. Trout, Secretary of the Senate is hereby authorized, empowered and employed to compare and index the Journal of the Twenty-Seventh Legislative Assembly, and to complete the Senate Journals and mail out to the members the temporary Journals of the last days of the Session, which have not been delivered to members before the close thereof; and the said Walter J. Trout, Secretary of the Senate, is hereby directed and required at his own cost and expense to arrange for and procure sufficient assistance to insure that the said work shall be completed within thirty days after the adjournment of the session.

BE IT FURTHER RESOLVED, That for the services of

the said Walter J. Trout, Secretary of the Senate, as above set forth, that he be paid the sum of \$400.00, which shall include compensation for an assistant to be selected by him, all to be paid as other legislative expense, and paid when the respective claims are verified by the affidavits of the said Walter J. Trout, showing the completion of such work.

BE IT FURTHER RESOLVED, That the necessary postage for mailing out the copies of temporary Journals as aforesaid be furnished to the said Secretary of the Senate as part of the Legislative expenses of this Session.

Was read the first time and referred to the Committee on Appropriations, without objection.

SENATE CONCURRENT RESOLUTION "V"

Introduced by Senate Committee on Employment.

WHEREAS, A complete record of action upon and disposal of all bills introduced in the Senate during this Session, should be made available to Senate Members as quickly as possible; such record to show what bills have been indefinitely postponed, withdrawn or passed, with notation of Journal date and page of amendments thereto;

THEREFORE, BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING: That such compilation be at once prepared in a pamphlet similar in size to the Senate Journals; that Ruth Smith be employed for the Senate; working to prepare such compilation immediately. A copy of the same to be mailed as speedily as possible by the Senate mailing force to each member of the Senate, at the home address thereof. That the said Ruth Smith be and is hereby respectively retained on this work for the Senate for the period of three days after the adjournment of this Legislative Assembly, at her present pay; such compensation with the printing expense of such pamphlet and of mailing the same to be charged and paid as legislative expense.

Was read the first time and referred to the Committee on Appropriations, without objection.

SENATE CONCURRENT RESOLUTION "W"

Introduced by Senate Committee on Employment.

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

That S. B. Salverson and Dwight Kamrath, Mailing Clerks of the Senate, of the Twenty-Seventh Legislative Session, be retained for five days after the close of this Session to complete sending Senate Journals of the last days of the Session; and C. C. Morrison and J. O. Bergheim, Proof-readers in the Senate, be retained for two days after the close of the Session to finish proofreading the Journals of the Senate for the last day of this Twenty-Seventh Legislative Assembly; and that Clarence Anderson and John Koehn, Pages of the Senate, be retained for two extra days after the close of the Session for the purpose of wrapping and either mailing or expressing to the members of the Senate, bill books, Journals, reports and files.

BE IT FURTHER RESOLVED, That each of the above named employees, to-wit: S. B. Salverson and Dwight Kam-

rath as mailing clerks, be paid for said additional five days the sum of \$4.50 per days; and C. C. Morrison and J. O. Bergheim, proofreaders, be paid the sum of \$5.00 per day for two days; that Clarence Anderson and John Koehn as pages be paid the sum of \$4.50 per day for said additional two days; all the above to be paid as other legislative expense and paid when the respective claims are verified by the affidavits of said parties herein named, at the completion of such work.

Was read the first time and referred to the Committee on Appropriations, without objection.

SENATE CONCURRENT RESOLUTION "X"

Introduced by Senator Dahl

A CONCURRENT RESOLUTION

Recommending and authorizing dedication of the State Capitol Building and grounds.

WHEREAS, the State Capitol Building is now completed and the grounds recently improved by terracing, planting of trees and shrubs and seeding, and the Capitol has not yet been officially dedicated, and

WHEREAS, a delegation of Legislative members comprising Senators Dahl, Brant, Guenther, Nelson of Dickey, and Raschko; and Representatives Culver, Dittmer, Fleck, Sellens, and Williams of Stutsman, have conferred with Governor John Moses relative to the usual ceremonies incidental to the dedication and have assurance of his interest and support, NOW THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

- 1 That we recommend and authorize dedication of the
- 2 State Capitol Building and grounds with appropriate
- 2a cere-
- 3 monies during the present year, at a time to be fixed by
- 4 the Governor, and that the Morton and Burleigh County
- 5 delegations in the House of Representatives and the
- 6 Senate be designated as a Legislative Committee to co-
- 7 operate with the Governor in making the necessary
- 8 arrangements for Capitol dedication.

Was read the first time.

Senator Dahl moved that Senate Concurrent Resolution "X" be adopted, which motion was declared adopted, on a rising vote.

Senator Drew asked that the Senate be on the Sixth Order of Business, which request was granted.

Senator Drew reported that the Conference Committees appointed on Senate Bill No. 117 have failed to agree and moved that another committee be appointed, which motion prevailed.

The President announced that he would appoint as a new Conference Committee on Senate Bill No. 117 Senators Raschko, Solberg and Streibel.

Senator Aaandahl moved that the Senate do now adjourn, which motion prevailed, and the Senate stood adjourned.

W. J. TROUT, Secretary.

FIFTY-NINTH DAY

Bismarck, March 6, 1941.

The Senate convened at 2:00 P. M., with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan.

Roll Call: All Senators present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal has 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 799, line 9, change the word "lost" to "carried."

Page 742, strike out lines 46 through 52.

And when so corrected recommend that the same be approved.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Lofthus presented a communication from the manager of the Red Owl Store of Bismarck with petition enclosed signed by a number of residents of Nelson county opposing Senate Bill No. 172.

Communications protesting cut in appropriation for Correspondence Study Course were received from Mr. & Mrs. Marion Faust, Marcia and James, and Jean Faust of Valley City; Helen Millenaar of Westfield; William Scott of Manning; Anna Meier of Napoleon; Kenneth L. Torkelson of Lunds Valley; Gay Leone Rowe of Harlow and Ruth Rocksvold of Drayton.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, Senators: Raschko, Streibel and Solberg, on Senate Bill No. 117.

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 250, have had the same under consideration and recommend that the same be amended as follows:

1. On page 2, of the engrossed bill, at line 22, after the word "specified" strike out the period and insert the following: "Provided, however, that such sale price may be increased by the amount of any additional Federal taxes which may be imposed on such merchandise." 2. On page 2, of the bill, in Section 1, strike out all of lines 22 to 30, both inclusive, and

insert in lieu thereof the following: "All proceeds from sales under sub-division A to the extent of four per cent of the sales price, and under subdivision B to the extent of four and one-half per cent of the sales price shall be placed in a fund to be known as the Charitable Institutions Revolving Fund. The State Treasurer shall cover into said Fund monthly, all revenues collected under the provisions of this Act, not otherwise appropriated for administrative expenses, for the benefit of the State Hospital for the Insane, the Grafton State School and the State Tuberculosis Sanatorium. There is hereby appropriated to the Board of Administration all of the moneys so collected and covered by the State Treasurer into the Charitable Institutions Revolving Fund during each biennium to pay the expenses of maintenance and operation of the State Hospital for the Insane, the Grafton State School and the Tuberculosis Sanatorium. The Board of Administration shall allocate from such fund and credit to each county the proportion that the total quarterly charges against said county for institutional care bears to the total quarterly charges against all counties for such institutional care; and shall allocate to each of said institutions its portion of the amounts so credited to all counties." 3. On page 3 of the engrossed bill, in Section 3, strike out all of lines 3, 4, 5, 6, 7, and the word "nature" in line 8 and insert in lieu thereof the following: "all merchandise delivered or used in connection with said sale or as a part thereof, or as a sample, deal, discount, rebate or free goods shall be subject to the tax herein imposed at the price as shown by the list filed with the State Treasurer as in Section 3 provided; provided, however, that the imposition and collection of such tax shall not be held or construed to be a validation or legalization of any of the foregoing practices."

And when so amended recommend the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed, and the report was adopted.

Senator Page moved that the Senate reconsider the action by which House Bill No. 72 was defeated, which motion was carried.

Senator Page moved that House Bill No. 72 be placed on the calendar, which motion prevailed.

Senator Stucke moved that House Bill No. 72 be placed at the head of the calendar, which motion prevailed.

Senator Flatt moved that the Senate do concur in the House amendments to Senate Bill No. 93, which motion prevailed.

Senator Aandahl moved that the Senate do not concur in the House amendments to Senate Bill No. 161 and that a Conference Committee be appointed to act with a like committee from the House on Senate Bill No. 161, which motion prevailed.

Senator Watt moved that House Bills Nos. 137 and 162 be placed at the head of the calendar, which motion prevailed.

Senator Aandahl moved that the Senate do concur in the House amendments to Senate Bill No. 167 and that it be placed upon second reading and final passage as amended by the House, which motion prevailed.

Senator Flatt moved that Senate Bill No. 93 be placed on

second reading and final passage, as amended by the House, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 161 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Aandahl, Lavik and Streibel.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 167.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 93.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss	Nelson, McKenzie	

Those voting in the negative were:

Kehoe	Olson, Mountrail	Tweten
-------	------------------	--------

Absent and not voting:

Rue	Thatcher
-----	----------

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Renville
Adam	Ginter	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Nelson, Dickey	Twetin
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog

Absent and not voting:

Fowler	Rue	Thatcher
Greiser	Solberg	Young
Morgan, Walsh		

So the bill passed and the title was agreed to.

Senator Aandahl moved that the vote by which Senate Bill No. 167 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President announced that without objection the Senate would be on the eighth order of business for the purpose of excusing the absent Senator.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

The President announced that without objection the Senate would be on the sixth order of business for the purpose of reading Select Committee reports.

Mr. President:

Your Conference Committee on Senate Bill No. 117 have met with a like committee of the House and begs to report that we have failed to come to an agreement. This commit-

tee therefor wishes to be dissolved and recommend a new committee be appointed.

M. J. Raschko
R. M. Streibel
Iver Solberg

Senator Stucke moved that Senate Bill No. 212 be amended as follows:

In the title of the bill, strike out the period at the end, insert a comma and the words "and declaring an emergency".

Add another section at the end of the bill as follows: "EMERGENCY. There is hereby declared to be an emergency and this act shall be in full force from and after its passage and approval."

Which motion prevailed.

Senator Stucke moved that the rules be suspended and that Senate Bill No. 212 be considered properly re-engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Bond	Kamrath	Raschko
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Ginter	O'Brien	

Absent and not voting:

Blank	Greiser	Solberg
Brant	Morgan, Walsh	Young
Fowler	Rue	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Stucke moved that the vote by which Senate Bill No. 212 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Stucke requested that Senate Bill No. 212 be messaged to the House as soon as possible.

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Senator Hill moved that Senate Concurrent Resolution "P" be adopted, which motion prevailed and Senate Concurrent Resolution "P" was declared adopted.

Senator Watt requested a Call of the Senate which request was granted.

The roll was called and all members were reported present except Senators Aandahl, Adam, Brant, Fowler, Greiser, Morgan of Walsh, Owings and Rue.

All Senators having reported except Rue who is ill in the hospital, Senator Watt moved that the Call of the Senate be dispensed with, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Blank	Foss	Nelson, Grand Fks.
Bond	Fowler	O'Brien
Brant	Gronvold	Page
Braun	Guenther	Raschko
Bridston	Hill	Topp
Brunsdale	Kehoe	Watt
Dahl	Lavik	Wog
Drew	Lofthus	Young
Feton	Morgan, Richland	

Those voting in the negative were:

Adam	Nelson, Dickey	Solberg
Beaton	Nelson, McKenzie	Streibel
Bilden	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Troxel
Isaak	Owings	Tweten
Kamrath		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Stucke moved that the vote by which House Bill

No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Solberg: "Mr. President, I want to explain my vote. I vote "No" because I don't think it will save any money."

Senator Fowler requested that the Senate be on the sixth order of business for the purpose of reading Select Committee reports, which request was granted.

CONFERENCE COMMITTEE REPORT SENATE BILL NO. 40

Mr. President: Your Conference Committee on Senate Bill No. 40 begs leave to report as follows:

(1) That the House recede from all of its amendments to said Bill.

(2) That Senate Bill No. 40 be amended as follows:

Strike out everything after "A Bill" and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 2 of Chapter 249 of the Session Laws of North Dakota for 1937, as amended by Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, relating to the levying and imposing of a retail sales tax and the disposition of the funds collected therefrom, and to readopt Sections 1, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, and 22 of Chapter 249 of the Session Laws of North Dakota for 1937 by reference, and to amend and re-enact Section 7 and paragraphs (1), (2), (3), (4), and (5) of Section 15 of said Chapter 249 of the Session Laws of North Dakota for 1937, and to amend and re-enact Section 25 of Chapter 249 of the Session Laws of North Dakota for 1937, as amended by Section 2, Chapter 234 of the Session Laws of North Dakota for 1939, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 Section 1. Amendment.) That Section 2 of Chapter
2 249 of the Session Laws of North Dakota for 1937, as
3 amended by Section 1 of Chapter 234 of the Session Laws
4 of North Dakota for 1939, be amended and re-enacted to
5 read as follows:

6 Section 2. Tax Imposed.) There is hereby imposed,
7 beginning the first day of July, 1941, and ending June 30,
8 1943, a tax of two percent (2%) upon the gross receipts
9 from all sales of tangible personal property, consisting
9a of

10 goods, wares, or merchandise, except as otherwise
10a provided

11 in this act, sold at retail in the State of North Dakota
12 to consumers or users; a like rate of tax upon the gross
13 receipts from the sales, furnishing or service of steam,
14 gas, electricity, water and communication service,
15 including the gross receipts from such sales by any
16 municipal corporation furnishing steam, gas, electricity,
17 water and communication service to the public in its
18 proprietary capacity, except as otherwise provided in
19 this act, when sold at retail in the State of North

20 Dakota to consumers or users; and a like rate of tax
21 upon the gross receipts from all sales of tickets or
22 admissions to places of amusement and athletic events,
23 except as otherwise provided in this act.

24 The tax herein levied shall be computed and collected
25 as hereinafter provided.

26 Section 2. Provisions of Sales Tax Law Applicable.)

27 All of the provisions of Sections 1, 3, 4, 5, 6, 8, 9, 10,
28 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, and 22, of Chapter
29 249 of the Session Laws of North Dakota for 1937 are
30 hereby incorporated into and made a part of this act; and
31 the Tax Commissioner is hereby authorized and em-

31a powered to

32 enforce the provisions thereof; and, for that purpose,

33 shall exercise all of the powers and duties conferred

33a upon

34 him by the Sales Tax Laws in effect in this state.

35 Section 3. Amendment.) That Section 7 of Chapter

36 249 of the Session Laws of North Dakota for 1937, is
37 hereby amended and re-enacted to read as follows:

38 Section 7. Unlawful Acts.) It shall be unlawful

39 for any retailer to advertise or hold out or state to the

40 public or to any customer, directly or indirectly, that the

41 tax or any part thereof imposed by this act shall be

42 assumed or absorbed by the retailer or that it will not be

43 considered as an element in the price to the consumer, or

44 if added, that it or any part thereof will be refunded.

45 Section 4. Amendment.) That paragraphs (1), (2),

45a (3),

46 (4), and (5) of Section 15 of Chapter 249 of the Session

47 Laws of North Dakota for 1937 be amended and re-

47a enacted to

48 read as follows:

49 Section 15. Penalties; Offenses.)

50 (1) Any person failing to file a return or corrected

51 return or to pay any tax within the time required by this

52 division shall be subject to a penalty of five percent

52a (5%)

53 of the amount of tax due, plus one percent (1%) of such

53a tax

54 for each month of delay or fraction thereof, excepting

54a the

55 first month after such return was required to be filed or

56 such tax became due; but the Commissioner, if satisfied

56a that

57 the delay was excusable, may remit all or any part of

57a such

58 penalty. Such penalty shall be paid to the Commissioner

59 and disposed of in the same manner as other receipts

59a under

60 this act. Unpaid penalties may be enforced in the same

61 manner as the tax imposed by this act.

62 (2) Any person who shall sell tangible personal

63 property, tickets or admissions to places of amusement

63a and

64 athletic events, or steam, gas, water, electricity and

65 communication service at retail in this State after his

66 license shall have been revoked, or without procuring a

67 license within sixty (60) days after the effective date of

68 this act, as provided in Section 11 of this Act, or who
69 shall violate the provisions of Section 7 of this Act, and
70 the officers of any corporation who shall so act, shall be
71 guilty of a misdemeanor, punishment for which shall be a
72 fine of not more than \$1,000.00 or imprisonment for not
72a more
73 than one year, or both such fine and imprisonment, in the
74 discretion of the Court.

75 (3) Any person required to make, render, sign or
76 verify any return or supplementary return, who makes
76a any
77 false or fraudulent return with intent to defeat or evade
78 the assessment required by law to be made, shall be
78a guilty
79 of a misdemeanor and shall, for each such offense, be
79a fined
80 not to exceed Five Hundred Dollars or be imprisoned
80a in the
81 County jail not exceeding one year, or be subject to
81a both a
82 fine and imprisonment, in the discretion of the Court.

83 (4) The certificate of the Commissioner to the effect
84 that a tax has not been paid, that a return has not been
85 filed, or that information has not been supplied pursuant
85a to
86 the provisions of this act, shall be prima facie evidence
87 thereof.

88 (5) Any person failing to comply with any of the
89 provisions of this act, or failing to remit within the time
90 herein provided to the State the tax due on any sale or
91 purchase of tangible personal property subject to said
91a sales
92 tax, shall be guilty of a misdemeanor and upon con-
92a viction
93 shall be punished by imprisonment in the County jail not
94 exceeding six months or by a fine not exceeding Five
94a Hundred
95 Dollars, or by both such fine or imprisonment at the
96 discretion of the Court. This criminal liability shall be
97 cumulative and in addition to the civil liability for
98 penalties hereinbefore provided.

99 Section 5. Amendment.) That Section 25 of Chapter
100 249, Session Laws of North Dakota for 1937, as amended
100a by

101 Section 2 of Chapter 234 of the Session Laws of North
102 Dakota for 1939, be amended and re-enacted to read as
102a follows:

103 Section 25. Allocation of Revenue.) All monies
104 collected and received under this act shall be paid into
105 the State Treasury and shall be credited by the State
106 Treasurer into a special fund to be known as "The Retail
107 Sales Tax Fund". Out of this fund the State Treasurer
108 shall first provide for the payment of refunds allowed
109 under this act. That the net amount of monies remain-
109a ing in
110 said "Retail Sales Tax Fund" shall be and shall con-
110a stitute

111 a special trust fund to be used and disbursed solely for
112 the following purposes:

113 (1) That seven-twelfths (7/12) of said trust fund
 114 shall be used and disbursed only for the payment of
 115 appropriations made pursuant to and for the purposes
 115a set
 116 forth in the State Equalization Fund Law. That the
 117 remaining five-twelfths (5/12) of said trust fund shall
 117a be
 118 used and disbursed only for the payment of appropria-
 118a tions
 119 to be expended by the Public Welfare Board for the
 119a purposes
 120 authorized by law; provided, however, that appropria-
 120a tions
 121 made from the General Fund to be expended by said
 121a Public
 122 Welfare Board shall constitute and include appropria-
 122a tions
 123 from said five-twelfths (5/12) share of said trust fund.
 124 (2) That the State Treasurer and State Auditor are
 125 hereby authorized and directed to make monthly trans-
 125a fers
 126 of all the amounts available in said trust fund, in the
 127 proportions provided herein to the State Equalization
 128 Fund and to be expended by said Public Welfare Board as
 129 provided by law.
 130 Section 6. All monies now in the Retail Sales Tax
 131 Fund created by Chapter 249 of the Session Laws of
 131a North
 132 Dakota for 1937, as amended and re-enacted by Chapter
 132a 234
 133 of the Session Laws of North Dakota for 1939, or col-
 133a lected
 134 pursuant to the provisions of said acts, are hereby
 135 appropriated and transferred into the Retail Sales Tax
 136 Fund created by this act, and shall be allocated and used
 137 as herein provided.
 138 Section 7. Severability Clause.) If any section,
 139 sub-section, clause, sentence, or phrase of this act is
 140 for any reason held to be unconstitutional and invalid,
 141 such decision shall not effect the validity of the remain-
 141a ing
 142 portions of this act. The Legislature hereby declares
 142a that
 143 it would have passed this act and each section, sub-
 143a section,
 144 clause, sentence or phrase hereof, irrespective of whether
 145 any one or more of the sections, sub-sections, clauses,
 146 sentences, or phrases, be declared unconstitutional.
 147 Section 8. Emergency.) There is hereby declared
 148 to exist an emergency and this bill shall be in full force
 149 and effect from and after its passage and approval.

A. W. FOWLER
 ROB. GREISER
 R. R. MORGAN
 for the Senate

W. H. SHURE
 E. G. SAGEHORN
 C. H. BYMERS
 for the House.

Senator Fowler moved that the report of the Conference Committee on Senate Bill No. 40 be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 40 be considered properly re-engrossed and placed upon final passage as amended by the Conference Committees, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Having been read the second time.

The question being on the final passage of the bill as amended, by conference committee, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler		

Those voting in the negative were:

Streibel

Absent and not voting:

Rue Solberg

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 40 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 28.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925

Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Which the House has amended.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Cooperation.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Senate Bill No. 90. A Bill for an Act to appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws

of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Which the House has passed unchanged.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 339. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a State Feeder Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

House Concurrent Resolution "V." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

House Concurrent Resolution "W." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

House Concurrent Resolution "X." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

House Concurrent Resolution "Y." A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

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

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 65. A Bill for an Act Imposing a Tax Upon Tickets for Admission to All Theaters, Movies, Pin Alleys, Ball Alleys, and Other Places of Amusement; Declaring an Emergency.

Senate Bill No. 196. A Bill for an Act to Provide Revenue for the Enforcement of the Paint and Varnish Laws of This State; to Prevent Fraud and Deception in the Sale of Paints and Varnishes; to Prevent Adulteration and Misbranding Thereof; to Provide Licensing, Payment and Disposition of License Fees; and Provide Penalties for Violations Thereof.

Senate Bill No. 144. A Bill for an Act to Amend and Re-enact Section 499 of the Compiled Laws of North Dakota

for the Year 1913 as Amended by Chapter 212 of the 1931 Session Laws of the State of North Dakota Relating to Who Exempt from Employing a Registered Pharmacist and Providing for Sale by Certain Retailers of Emergency Household Medicines and Poisons.

Senate Bill No. 158. A Bill for an Act to Amend and Re-enact Section 3080a6 of the 1925 Supplement to the 1913 Code, Relating to the Transporting and Shipping of Kerosene and Gasoline Into the State of North Dakota, and Providing for Inspection Fees and Reports Relating Thereto.

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$8,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings and Other Improvements Necessary to Carry Out the Purposes of This Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating a Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying Out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Senate Bill No. 148. A Bill for an Act to Amend and Re-enact Section 7408 of the 1913 Compiled Laws of North Dakota, Relating to Continuance of Actions and Procedure in Case of Death or Other Disability of a Party, and Section 7411 of the 1913 Compiled Laws of North Dakota, Relating to Procedure in Case of Death of One or More Plaintiffs or Defendants.

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the conference committee on Senate Bill Number 40 and has passed the bill.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and

Maintenance of the Same, and Making an Appropriation Therefor.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Blank	Fowler	O'Brien
Bond	Gronvold	Page
Brant	Guenther	Raschko
Braun	Hill	Solberg
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young
Flatt		

Those voting in the negative were:

Adam	Kamrath	Owings
Beaton	Nelson, Dickey	Streibel
Bilden	Nelson, McKenzie	Stucke
Ginter	Nelson, Renville	Thatcher
Greiser	Olson, McHenry	Tweten
Isaak	Olson, Mountrail	

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 142 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Olson of Mountrail: "Mr. President, I want to explain my vote. We can't find money for our common schools and we can't find money for our aged, but we can find money to set up bureaus like this. I vote 'No'."

The President announced that he had appointed as a new Conference Committee on Senate Bill No. 117, the following Senators: Page, Adam and Bond.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 134. A Bill for an Act to Amend and Re-enact Chapter 126 of the Session Laws of the State of North Dakota for the Year 1933, Relative to and Covering the Awarding of Certain Contracts, and Giving Preference to Residents of the State of North Dakota; Repeal; Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 137. A Bill for an Act to Empower the

Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, January 6, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "T." A Concurrent Resolution Relative to Quadruplets Born to Mr. and Mrs. Nick Brown of Cass County, North Dakota.

Which the Senate has adopted and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty, and Declaring an Emergency.

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

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 117 and the President has appointed as a new conference committee to act with a like committee from the House, Senators: Page, Adam and Bond.

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate do now recess for fifteen minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the recess and the President announced that the Senate would be on the eleventh Order of Business, without objection.

FIRST READING OF HOUSE BILLS

House Bill No. 339. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a State Feeder Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

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

House Bill No. 340. A Bill for an Act to Amend and Re-

enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

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

Senator Fowler requested that the Senate be on the Ninth Order of Business for consideration of messages from the House, which request was granted.

MESSAGE FROM THE HOUSE

House of Representatives,

Bismarck, March 6, 1941.

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

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Which the House has amended.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 43, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 43 be placed on second reading and final passage, as amended by the House, which motion prevailed.

The President called President Pro Tem Young to the Chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry

Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Brant	Isaak	Raschko
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, Grand F'ks.	Wog
Fowler	Nelson, McKenzie	Young

Those voting in the negative were:

Bond	Page	Solberg
------	------	---------

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Flatt moved that the vote by which Senate Bill No. 43 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 43.

W. J. TROUT, Secretary.

The President Pro Tem announced that the Senate would be on the Seventh Order of Business, without objection.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "Y." A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

Was read the first time and referred to the Committee on Appropriations.

Senator Watt requested that House Bill No. 340 be re-referred from the Committee on Appropriations to the Committee on State Affairs, which request was granted and House Bill No. 340 was so ordered re-referred by the President Pro Tem.

The President Pro Tem announced that without objection the Senate would be on the Twelfth Order of Business.

SECOND READING OF HOUSE BILLS

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Isaak	Raschko
Brant	Kamrath	Solberg
Bond	Kehoe	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Dahl	Morgan, Walsh	Twetten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Those voting in the negative were:

Drew	Hill	Streibel
Absent and not voting:		
Olson, Mountrail	Rue	

So the bill passed and the title was agreed to.

Senator Brunsdale 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. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Owings
Beaton	Greiser	Page
Blank	Gronvold	Raschko
Brant	Guenther	Stucke
Braun	Hill	Thatcher
Bridston	Isaak	Topp

Brunsdale	Kamrath	Troxel
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Flatt	Morgan, Walsh	Young
Foss	Nelson, Grand Fks.	

Those voting in the negative were:

Adam	Lofthus	Olson, McHenry
Bilden	Nelson, Dickey	Olson, Mountrail
Bond	Nelson, McKenzie	Solberg
Feton	Nelson, Renville	Streibel
Ginter	O'Brien	Tweten
Kehoe		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which House Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bill:

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

Which the House has adopted and your favorable consideration is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Which the House has amended.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of

1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Morgan, Walsh	Topp
Dahl	Lofthus	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler	O'Brien	

Those voting in the negative were:

Morgan, Richland

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie 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. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry

Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Aandahl moved that the vote by which House Bill No. 246 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brant requested that the Senate be on the eighth order of business, which request was granted.

Senator Brant moved that the rules be suspended and House Bill No. 250 be placed upon the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section 25 of Chapter 97 of the Session Laws of North Dakota for 1933, as amended by Chapter 123 of the Session Laws of North Dakota for 1935, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners; Repeal; Emergency.

Senator Morgan of Walsh moved that further consideration of House Bill No. 321 be indefinitely postponed, which motion prevailed.

Senator Dahl moved that the vote by which House Bill No. 321 was indefinitely postponed 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 Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Blank	Fowler	Page
Bond	Gronvold	Troxel
Brant	Guenther	Watt
Braun	Kehoe	Wog
Brunsdale	Lavik	Young
Feton	Morgan, Richland	

Those voting in the negative were:

Adam	Hill	Olson, McHenry
Beaton	Isaak	Olson, Mountrail
Bilden	Kamrath	Owings
Bridston	Lofthus	Solberg
Dahl	Morgan, Walsh	Streibel
Drew	Nelson, Dickey	Stucke
Foss	Nelson, McKenzie	Thatcher
Ginter	Nelson, Renville	Topp
Greiser	O'Brien	Tweten

Absent and not voting:

Raschko	Rue
---------	-----

So the bill was declared lost.

Senator Bridston voted "No" for the purpose of reconsideration.

The President resumed the Chair.

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

Senator Streibel moved that further consideration of House Bill No. 279 be indefinitely postponed, which motion was declared lost on a division vote of 24 to 24 and the President voted "No".

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Hill	Page
Bilden	Kamrath	Solberg
Bond	Lavik	Stucke
Brunsdale	Lofthus	Troxel
Dahl	Nelson, McKenzie	Tweten
Drew	Olson, McHenry	Watt
Feton		

Those voting in the negative were:

Beaton	Guenther	O'Brien
Blank	Isaak	Owings

Brant	Kehoe	Raschko
Braun	Morgan, Richland	Streibel
Bridston	Morgan, Walsh	Thatcher
Flatt	Nelson, Dickey	Topp
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, Renville	Young
Gronvold		

Absent and not voting:

Greiser	Rue
---------	-----

So the bill was declared lost.

Senator Dahl moved that the vote by which House Bill No. 279 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler: Mr. President, I want to explain my vote. I vote "No" because I think the State Highway Commissioner, who is in control and in charge, would have the full and complete authority to discipline the patrol. I don't think this class of legislation is necessary. I vote "No".

House Bill No. 284. A Bill for an Act to Provide for the Abatement of Places Where Intoxicating Liquors Are Sold and Where Persons Engaged in Such Retail Sale of Intoxicating Liquors Have Been Convicted as a Second Offense of Committing or Knowingly Permitting in Said Place of Business or in Connection Therewith Any Violation of Any State Law; and Providing Procedure and Penalties.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 35; absent and not voting, 3.

Those voting in the affirmative were:

Bilden	Kamrath	Stucke
Brunsdale	Olson, Mountrail	Troxel
Gronvold	Page	Tweten
Hill	Solberg	

Those voting in the negative were:

Aandahl	Foss	Nelson, McKenzie
Adam	Fowler	Nelson, Renville
Beaton	Ginter	O'Brien
Blank	Guenther	Olson, McHenry
Bond	Isaak	Raschko
Brant	Kehoe	Streibel
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Dahl	Morgan, Richland	Watt
Drew	Morgan, Walsh	Wog
Feton	Nelson, Dickey	Young
Flatt	Nelson, Grand Fks.	

Absent and not voting:

Greiser	Owings	Rue
---------	--------	-----

So the bill was declared lost.

Senator Isaak moved that the vote by which House Bill No. 284 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Gronvold	O'Brien
Beaton	Guenther	Olson, McHenry
Bilden	Hill	Olson, Mountrail
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Streibel
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Dahl	Morgan, Walsh	Tweten
Drew	Nelson, Dickey	Watt
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss		

Absent and not voting:

Ginter	Owings	Solberg
Greiser	Rue	Stucke

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Nelson of McKenzie moved that the vote by which House Bill No. 306 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Blank	Guenther	Page
Bond	Hill	Solberg
Brant	Isaak	Streibel
Braun	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young

Those voting in the negative were:

Watt

Absent and not voting:

Bridston	Olson, Mountrail	Raschko
Kamrath	Owings	Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Thatcher moved that the vote by which House Bill No. 127 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Foss	Nelson, Dickey	Wog
Fowler	Nelson, McKenzie	Young

Absent and not voting:

Bridston	Olson, Mountrail	Rue
Flatt	Owings	Solberg

Nelson, Grand Fks.

So the bill passed and the title was agreed to.

Senator Watt 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.

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Richland	Troxel
Feton	Morgan, Walsh	Tweten
Flatt	Nelson, Dickey	Watt
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Absent and not voting:

Bridston	Owings	Rue
----------	--------	-----

Olson, Mountrail

So the bill passed and the title was agreed to.

Senator Raschko 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. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young
Ginter		

Absent and not voting:

Bridston	Owings	Rue
----------	--------	-----

So the bill passed and the title was agreed to.

Senator Brant moved that the vote by which House Bill No. 149 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committees on Senate Bill No. 40.

C. R. VERRY, Chief Clerk.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

Bismarck, March 6, 1941.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved

Senate Bill No. 7. 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. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Pro-

viding the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Senate Bill No. 14. 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.

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Senate Bill No. 19. 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. 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.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Account or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and Prescribing Penalties.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint;

Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

And the same have been filed with the Secretary of the State.

Sincerely,
JOHN MOSES, Governor.

JM:f

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section 25 of Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapter 123 of the Session Laws of North Dakota for 1935, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners; Repeal; Emergency.

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as

Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 284. A Bill for an Act to Provide for the Abatement of Places Where Intoxicating Liquors Are Sold and Where Persons Engaged in Such Retail Sale of Intoxicating Liquors Have Been Convicted as a Second Offense of Committing or Knowingly Permitting in Said Place of Business or in Connection Therewith Any Violation of Any State Law; and Providing Procedure and Penalties.

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board

in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant;

Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

Senator Fowler requested that the Senate be on the Fifteenth Order of Business for announcements, which request was granted.

At the conclusion of the Fifteenth Order of Business, Senator Fowler moved that House Bills Nos. 90, 110, 11, 127, 138, 165, 218, 232, 270, 10 and 250 the Senate stand recessed until 7:30 P. M., which motion prevailed.

The Secretary read the above enumerated bills and the Senate stood recessed pursuant to the motion of Senator Fowler.

W. J. TROUT, Secretary.

The Senate reconvened at 7:30 P. M. pursuant to recess taken.

Senator Page requested that the Senate be on the Sixth Order of Business, which request was granted.

Senator Page announced that the Conference Committee to meet with a like committee from the House on Senate Bill No. 117 had failed to agree and moved that they be discharged and a new committee appointed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Grand Fks.
Adam	Greiser	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Page
Bond	Isaak	Solberg
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Walsh	Tweten
Drew	Nelson, Dickey	Watt
Peton	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler		

Those voting in the negative were:

Owings Streibel

Absent and not voting:

Beaton Morgan, Richland Raschko

Flatt
Gronvold

O'Brien

Rue

So the bill passed and the title was agreed to.

Senator Nelson of Grand Forks 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. 312. A Bill for an Act Prohibiting the Sale or Giving Away of Intoxicating Liquors of an Alcoholic Content Greater Than Four Per Cent by Volume as a Beverage in any Place or on any Premise within the State of North Dakota where Gasoline and Oil are Sold at Retail, and Providing Penalty for Violation.

Senator Nelson of Grand Forks moved that further consideration of House Bill No. 312 be indefinitely postponed, which motion prevailed on a rising vote.

Senator Nelson of Grand Forks moved that the vote by which House Bill No. 312 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator O'Brien moved that House Bill No. 102 be placed at the foot of the calendar, which motion prevailed.

Senator Fowler moved that House Bill No. 152 be placed at the foot of the calendar, which motion prevailed.

Senator Wog requested that the Senate be on the Fifteenth Order of Business which request was granted.

Senator Wog announced that a short meeting of the Committee on Highways would be held at once and asked that the members of the committee be excused, while attending, which request was granted by the President.

The President announced that he would appoint Senators Bridston, Nelson of Dickey and Lofthus as a Conference Committee to meet with a like committee from the House on Senate Bill No. 117.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 117 and the President has appointed as a new conference committee to act with a like committee from the House, Senators: Bridston, Nelson of Dickey and Lofthus.

W. J. TROUT, Secretary.

The President announced that the Senate would revert without objection to the Twelfth Order of Business.

SECOND READING OF HOUSE BILLS

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for and Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	O'Brien
Adam	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Morgan, Richland	Tweten
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Young
Ginter	Nelson, Renville	

Those voting in the negative were:

Brant Page

Absent and not voting:

Beaton Raschko Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl 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. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Quinness Patent Butter and to Patent Butter and Cheese.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page

Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Morgan, Richland	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Grand Fks.	Wog
Foss	Nelson, McKenzie	Young
Fowler	Nelson, Renville	

Absent and not voting:

Raschko	Rue
---------	-----

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which House Bill No. 128 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

Senator Brant moved that further consideration of House Bill No. 90 be indefinitely postponed.

A roll call was requested on the motion of Senator Brant to indefinitely postpone House Bill No. 90, which was granted.

ROLL CALL

The question being on the motion of Senator Brant that further consideration of House Bill No. 90 be indefinitely postponed, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Feton	Lofthus
Beaton	Flatt	Morgan, Richland
Bilden	Foss	Morgan, Walsh
Blank	Fowler	Nelson, Grand Fks.
Bond	Gronvold	O'Brien
Brant	Guenther	Page
Braun	Hill	Raschko
Bridston	Isaak	Topp
Brunsdale	Kehoe	Watt
Dahl	Lavik	Young
Drew		

Those voting in the negative were:

Adam	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Greiser	Olson, Mountrail	Troxel
Kamrath	Owings	Tweten
Nelson, Dickey	Solberg	Wog
Nelson, McKenzie	Streibel	

Absent and not voting:

Rue

So the motion of Senator Brant was declared carried.

Senator Dahl moved that the vote by which the motion of Senator Brant to indefinitely postpone further consideration of House Bill No. 90 was passed be reconsidered and the

motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 110. 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.

Having been read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Braun	Lofthus	Stucke
Brunsdale	Morgan, Walsh	Thatcher
Drew	Morgan, Richland	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Watt
Fowler	Nelson, Renville	Wog
Ginter	O'Brien	Young
Greiser		

Absent and not voting:

Bridston	Dahl	Rue
----------	------	-----

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which House Bill No. 110 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings

Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Morgan, Richland	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 111 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt moved that House Bill No. 10 be placed at the head of the calendar, which motion prevailed.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Nelson of Dickey moved that the vote by which House Bill No. 10 was passed be reconsidered and the motion

to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Solberg
Blank	Isaak	Streibel
Bond	Kamrath	Stucke
Brant	Kehoe	Thatcher
Brunsdale	Lofthus	Tweten
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, McKenzie	Watt
Feton	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler		

Those voting in the negative were:

Braun	Lavik	Page
Bridston	Morgan, Richland	Raschko
Flatt	Morgan, Walsh	Topp
Gronvold	Nelson, Grand Fks.	

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Raschko moved that the vote by which House Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Wog moved that action on House Bill No. 165 be delayed until it is later called up, which motion prevailed.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Stucke
Braun	Kehoe	Thatcher
Bridston	Lavik	Topp

Brunsdale	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young
Fowler	Nelson, Renville	
Those voting in the negative were:		
Beaton	Nelson, McKenzie	Olson, Mountrail
Dahl	Olson, McHenry	Streibel
Hill		

Absent and not voting:
Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Isaak moved that the vote by which House Bill No. 218 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 232. A Bill for an Act to Amend and Re-enact Sections 5, 6 and 8 of Chapter 110 of the Session Laws of 1937 Relating to the Classifying and Fixing of the License Fee of Public Contractors and the Award of Contracts to Licensed Contractors.

Senator Thatcher moved that further consideration of House Bill No. 232 be indefinitely postponed, which motion prevailed.

Senator Flatt moved that the vote by which further consideration of House Bill No. 232 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Olson, McHenry
Adam	Greiser	Owings
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Brant	Kehoe	Stucke
Braun	Lavik	Thatcher
Bridston	Morgan, Richland	Topp
Brunsdale	Morgan, Walsh	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young

Those voting in the negative were:

Dahl	Hill	Nelson, Dickey
Ginter	Lofthus	Olson, Mountrail

Absent and not voting:
Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl moved that the vote by which House Bill No. 270 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler moved that consideration of House Bill No. 250 be laid over until tomorrow, which motion prevailed.

Senator Flatt moved that the action by which House Bill No. 82 was killed be reconsidered, which motion prevailed.

Senator Flatt moved that House Bill No. 82 be placed on second reading and final passage, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 110. 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.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

Which the Senate has amended.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Foss	Page
Bilden	Fowler	Raschko
Blank	Ginter	Solberg
Bond	Gronvold	Stucke
Brant	Guenther	Thatcher
Braun	Kehoe	Topp

Bridston	Lavik	Troxel
Brunsdale	Lofthus	Tweten
Dahl	Morgan, Richland	Watt
Drew	Morgan, Walsh	Wog
Feton	Nelson, Renville	Young
Flatt	O'Brien	

Those voting in the negative were:

Adam	Isaak	Olson, McHenry
Beaton	Kamrath	Olson, Mountrail
Greiser	Nelson, Dickey	Owings
Hill	Nelson, McKenzie	Streibel

Absent and not voting:

Nelson, Grand Fks. Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Flatt moved that the vote by which House Bill No. 82 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Braun requested that the Senate be on the eighth order of business, which request was granted.

Senator Braun moved that the Senate do concur in the House amendments to Senate Bill No. 172, which motion prevailed.

Senator Braun moved that the rules be suspended and Senate Bill No. 172 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Adam	Fowler	Nelson, Renville
Beaton	Ginter	O'Brien
Bilden	Greiser	Olson, McHenry
Blank	Gronvold	Page
Bond	Guenther	Raschko
Brant	Hill	Solberg
Braun	Kamrath	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland.	Watt
Feton	Morgan, Walsh	Wog

Flatt	Nelson, Dickey	Young
Those voting in the negative were:		
Isaak	Olson, Mountrail	Streibel
Nelson, McKenzie	Owings	Tweten
Absent and not voting:		
Rue		

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which Senate Bill No. 172 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

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

Which the House has amended.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return the following resolution which the House has adopted:

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills which the House has passed and your favorable consideration is respectfully requested.

House Bill No. 338. A Bill for an Act to Amend Sub-section (3) of Section 5 of Chapter 91 of the 1935 Session Laws as Amended by Chapter 98 of the 1939 Session Laws.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return herewith the following bills which the House has amended:

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

BERGESEN
FALCONER
CROCKETT

On Senate Bill No. 117.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and

Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment

Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

Senator Young requested that the Senate be on the Ninth Order of Business, which request was granted.

Senator Young moved that the Senate do concur in the House amendments to Senate Bill No. 159, which motion prevailed.

Senator Young moved that the rules be suspended and Senate Bill No. 159 be considered properly re-engrossed and placed on Second Reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Condi-

tions for Licensing; and Providing Penalties for the Violations of This Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Flatt	Nelson, Grand Fks.
Beaton	Foss	O'Brien
Blank	Fowler	Page
Bond	Greiser	Raschko
Brant	Gronvold	Solberg
Braun	Guenther	Topp
Bridston	Hill	Troxel
Brunsdale	Kehoe	Tweten
Dahl	Lavik	Watt
Drew	Morgan, Richland	Wog
Feton	Morgan, Walsh	Young

Those voting in the negative were:

Adam	Nelson, Dickey	Owings
Ginter	Nelson, McKenzie	Streibel
Isaak	Nelson, Renville	Stucke
Kamrath	Olson, McHenry	Thatcher
Lofthus	Olson, Mountrail	

Absent and not voting:

Bilden	Rue
--------	-----

So the bill passed and the title was agreed to.

Senator Young moved that the vote by which Senate Bill No. 159 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that the Senate be on the Eleventh Order of Business, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 338. A Bill for an Act to Amend Subsection (3) of Section 5 of Chapter 91 of the 1935 Session Laws as Amended by Chapter 98 of the 1939 Session Laws.

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

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

House Bill No. 218. A Bill for an Act Providing for an

Optional Form of County Government to Be Known as the County Manager Form.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for the Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 312. A Bill for an Act Prohibiting the Sale or Giving Away of Intoxicating Liquors of an Alcoholic Content Greater Than Four Per Cent by Volume as a Beverage in any Place or on any Premise within the State of North Dakota where Gasoline and Oil are Sold at Retail, and Providing Penalty for Violation.

House Bill No. 232. A Bill for an Act to Amend and Re-enact Sections 5, 6 and 8 of Chapter 110 of the Session Laws of 1937 Relating to the Classifying and Fixing of the License Fee of Public Contractors and the Award of Contracts to Licensed Contractors.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senator Fowler requested that the Senate be on the Fifteenth Order of Business, which request was granted.

Senator Fowler announced that there would be a short meeting of the Tax and Tax Laws committee, immediately.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to

whom was referred House Concurrent Resolution "Y.", have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution "U.", have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution "V.", have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution "W." have had the same under consideration and recommend that the same do pass.

WM. WATT, Chairman.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred House Bill No. 340, have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State Affairs, to whom was referred Senate Concurrent Resolution "X." have had the same under consideration and recommend that the same do pass.

J. B. BRIDSTON, Chairman.

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Highways to whom was referred House Bill No. 339, have had the same under consideration and recommend that the same be indefinitely postponed.

GUST WOG, Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Tax and Tax Laws, to whom was referred House Bill No. 338, have had the same under consideration and recommend that the same do pass.

A. W. FOWLER, Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler requested that the Senate be on the Ninth Order of Business, which request was granted.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 140, which motion prevailed.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 143, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bills Nos. 140 and 143 be considered properly re-engrossed and placed on Second Reading and final passage, as amended by the House, which motion prevailed.

The President announced that the Senate would be on the Tenth Order of Business for the purpose of Second Reading of Senate bills.

SECOND READING OF SENATE BILLS

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Adam	Ginter	Nelson, Renville
Beaton	Greiser	O'Brien
Bilden	Gronvold	Olson, McHenry
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kamrath	Stucke
Bridston	Kehoe	Thatcher
Brunsdale	Lavik	Topp
Dahl	Lofthus	Troxel
Drew	Morgan, Richland	Tweten
Feton	Morgan, Walsh	Watt
Flatt	Nelson, Dickey	Wog
Foss	Nelson, Grand Fks.	Young

Those voting in the negative were:

Olson, Mountrail	Owings	Streibel
------------------	--------	----------

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved that the vote by which Senate Bill No. 140 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter

121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Grand Fks.
Adam	Fowler	Nelson, McKenzie
Beaton	Ginter	O'Brien
Bilden	Greiser	Olson, Mountrail
Blank	Gronvold	Raschko
Bond	Guenther	Stucke
Brant	Hill	Thatcher
Braun	Kamrath	Topp
Bridston	Kehoe	Troxel
Dahl	Lavik	Watt
Drew	Lofthus	Wog
Feton	Morgan, Richland	Young
Flatt	Morgan, Walsh	

Those voting in the negative were:

Isaak	Olson, McHenry	Streibel
Nelson, Dickey	Owings	Tweten
Nelson, Renville	Page	

Absent and not voting:

Brunsdale	Rue	Solberg
-----------	-----	---------

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler 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.

Senator Wog moved that the vote by which the report of the Committee on Highways that House Bill No. 339 be indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Adam	Kehoe	Owings
Beaton	Lavik	Page
Bilden	Lofthus	Raschko

Blank	Morgan, Richland	Solberg
Bridston	Morgan, Walsh	Streibel
Drew	Nelson, Dickey	Stucke
Flatt	Nelson, Grand Fks.	Thatcher
Ginter	Nelson, McKenzie	Topp
Greiser	Nelson, Renville	Twetén
Hill	O'Brien	Wog
Isaak	Olson, McHenry	Young
Kamrath	Olson, Mountrail	

Those voting in the negative were:

Aandahl	Dahl	Gronvold
Bond	Feton	Guenther
Brant	Foss	Troxel
Braun	Fowler	Watt
Brunsdale		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator O'Brien moved that the vote by which House Bill No. 102 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler moved that House Bill No. 152 be amended as follows:

Page 2, line 11, printed bill, strike out "March 1, 1942" and insert in lieu thereof, "October 1, 1941" and Page 3, line 28, after the word "may" and the comma, insert "on or before October 1, 1941."

Which motion prevailed.

Senator Stucke moved that the rules be suspended and that House Bill No. 152 be placed on Second Reading and Final Passage as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, **Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.**

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Raschko
Blank	Kamrath	Solberg

Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Richland	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Watt
Fowler	Nelson, McKenzie	Wog
Ginter	Nelson, Renville	Young
Greiser	O'Brien	

Those voting in the negative were:

Brant	Flatt	Page
-------	-------	------

Absent and not voting:

Bond	Rue
------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Solberg 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.

Senator Fowler moved that action on House Concurrent Resolution "S" be laid over until tomorrow morning, which motion prevailed.

The President announced that the Senate would be on the seventh order of business, without objection.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

Was read the first time.

Senator Aandahl moved that House Concurrent Resolution "S" be adopted, which motion prevailed and House Concurrent Resolution "S" was declared adopted.

Senator Watt moved that Senate Concurrent Resolutions "U", "V", "W" and House Concurrent Resolution "Y" be put on second reading and final passage and the roll call in the journal show that all were voted on together, which motion prevailed.

ROLL CALL

The question being on final passage of Senate Concurrent Resolutions "U", "V", "W", and House Concurrent Resolution "Y" the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Stucke
Brant	Kamrath	Solberg
Bridston	Kehoe	Streibel

Brunsdale	Lavik	Thatcher
Braun	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler		

Those voting in the negative were:

Nelson, McKenzie

Absent and not voting:

Nelson, Grand Fks. Rue

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which Resolutions were passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bridston moved that Senate Concurrent Resolution "X" be placed on second reading and final passage, which motion prevailed.

Senate Concurrent Resolution "X." A Concurrent Resolution Recommending and Authorizing Dedication of the State Capitol Building and Grounds.

Senator Aandahl moved that Senate Concurrent Resolution "X" be adopted, which motion carried and Senate Concurrent Resolution "X" was declared adopted.

Senator Aandahl moved that the Senate do concur in the House amendments to Senate Bill No. 29, which motion prevailed.

Senator Aandahl moved that the rules be suspended and Senate Bill No. 29 be placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Tweten

Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Flatt	O'Brien	Rue
Morgan, Walsh		

So the bill passed and the title was agreed to.

Senator Aandahl 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.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

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

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Which the Senate has amended.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to inform you that the

House requests the return of Senate Bill No. 183.

C. R. VERRY, Chief Clerk.

Senator Fowler requested that the Senate be on the Ninth Order of Business, which request was granted.

Senator Fowler moved that Senate Bill No. 183 be returned to the House as requested, which motion prevailed.

Senator Fowler asked that the Secretary lay before the Senate the message from the House in regard to Senate Bill No. 195, which request was granted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void: Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Which the House has amended as follows:

In Section 1 of the re-engrossed bill at the end of line 14, strike out the word "1st" and insert in lieu thereof the word "10th"

In Section 5, line 6, after the word "the" strike out the word "first" and insert in lieu thereof the word "tenth"

In the same line after the word "year" strike the "semicolon" and insert in lieu thereof a "period." Strike the remainder of Section 5 beginning with the word "provided" in line 6.

In Section 24 at the end of line 3 after the figures "2141a" insert the figure "1" so that the figures will read "2141a1."

(1) On page 12, Section 16, line 29 after the word "county" add the following provisions,

"and any representative group or association of tax payers"

(2) On page 13, Section 16, line 40 after the word "auditor" insert the phrase

"and other competent evidence"

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate do concur in the

House amendments to Senate Bill No. 195, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 195 be deemed properly re-engrossed as amended by the House and placed on Second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Having been read the second time,

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Flatt	Morgan, Walsh
Beaton	Foss	Nelson, Grand Fks.
Bilden	Fowler	Page
Blank	Gronvold	Raschko
Bond	Guenther	Thatcher
Brant	Hill	Topp
Braun	Isaak	Troxel
Brunsdale	Kehoe	Watt
Dahl	Lavik	Wog
Drew	Lofthus	Young
Feton	Morgan, Richland	

Those voting in the negative were:

Adam	Nelson, McKenzie	Streibel
Ginter	Nelson, Renville	Stucke
Greiser	Olson, McHenry	Solberg
Kamrath	Olson, Mountrail	Tweten
Nelson, Dickey	Owings	

Absent and not voting:

Bridston	O'Brien	Rue
----------	---------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl 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.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 339. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a State Feeder Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

House Concurrent Resolution "Y." A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

Senate Concurrent Resolution "X." A Concurrent Resolution Recommending and Authorizing Dedication of the State Capitol Building and Grounds.

Senate Concurrent Resolution "U." Referring to Extra

Work of Comparing and Indexing Permanent Journal of Twenty-Seventh Legislative Assembly— and Appropriation for Same.

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

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

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate is returning Senate Bill No. 183 as requested by the House.

W. J. TROUT, Secretary.

Senator Fowler requested that the Senate be on the Ninth Order of Business, which request was granted.

Senator Fowler requested that the Secretary lay before the Senate, the message from the House relative to S. B. 188, which request was granted.

Senator Fowler requested that the message relative to S. B. 188 be laid aside for the purpose of checking on amendments, which request was granted.

Senator Fowler requested that the Secretary lay before the Senate the message from the House relative to S. B. 145, which request was granted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Which the House has amended as follows:

In the original bill on line 17, after the word "State" insert the following: "and local."

On line 67, Section 4, strike out everything after "SECTION 4." and insert in lieu thereof the following: "That the tax imposed herein shall be levied for the purpose of providing revenue for the payment of interest due or to accrue upon outstanding North Dakota Real Estate Series Bonds, that the State Treasurer shall collect the tax levied pursuant to the provisions of this act and deposit the same monthly to the credit of, 'Real Estate Bond Interest Payment Fund,' established by Chapter 128 of the Session Laws of 1929 and the State Board of Equalization shall consider the revenue derived from the administration of this act in

determining the necessity and amount of any tax to be levied in the manner provided by law."

And recommend the adoption of the Standing Committee amendments.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 145, which motion prevailed.

Senator Fowler moved that Senate Bill No. 145 be considered properly engrossed and placed on second reading and final passage, as amended, by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Solberg
Blank	Hill	Streibel
Bond	Isaak	Stucke
Brant	Kamrath	Page
Braun	Kehoe	Raschko
Bridston	Lofthus	Thatcher
Brunsdale	Morgan, Richland	Topp
Dahl	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, McKenzie	Watt
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Fowler	Olson, McHenry	

Absent and not voting.

Bilden	Lavik	Rue
Greiser	Nelson, Grand Fks.	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Aandahl moved that the vote by which Senate Bill No. 145 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Which the House has amended as follows:

Following the sentence ending in line 18, insert the following sentence:

"The Board of Election for each said additional polling place shall be constituted as provided in Section 1156, Compiled Laws of North Dakota, 1913, except that for each said additional polling place, the Board of Directors of said District shall prior to the date of election appoint at least one additional elector of said District to act as clerk."

In line 4 of the title, strike out the semi-colon after the word "places" and insert a comma in lieu thereof, and the following: "providing for the appointment of judges and clerks of election" and a semi-colon.

C. R. VERRY, Chief Clerk.

Senator Aandahl moved that the Senate do concur in the House amendments to Senate Bill No. 193, which motion prevailed.

Senator Aandahl moved that the rules be suspended and Senate Bill No. 193 be considered properly re-engrossed and placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Braun	Lavik	Streibel

Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Bilden	Greiser	Rue
--------	---------	-----

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Aandahl moved that the vote by which Senate Bill No. 193 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Which the House has amended as follows:

In Line 3, strike out the figures "\$2,000.00", and insert in lieu thereof "\$3,000.00".

C. R. VERRY, Chief Clerk.

Senator Watt moved that the Senate do concur in the House amendments to Senate Bill No. 30, which motion prevailed.

Senator Watt moved that the rules be suspended and Senate Bill No. 30 be considered properly re-engrossed and placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Braun	Lofthus	Stucke
Bridston	Morgan, Richland	Thatcher
Brunsdale	Morgan, Walsh	Topp

Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Dahl	Greiser	Rue
------	---------	-----

So the bill passed and the title was agreed to.

Senator Tweten moved that the vote by which Senate Bill No. 30 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler moved that the Senate do concur to the House amendments to Senate Bill No. 188, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 188 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Guenther	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Braun	Lofthus	Stucke
Bridston	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Tweten
Foss	Nelson, Renville	Watt
Fowler	O'Brien	Wog
Ginter	Olson, McHenry	Young
Gronvold		

Absent and not voting:

Bilden	Flatt	Morgan, Richland
--------	-------	------------------

Dahl Greiser Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved that the vote by which Senate Bill No. 188 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return herewith the following bill which the House has indefinitely postponed:

Senate Bill No. 75. A Bill for an Act to Amend and Re-enact Sub-section 4 of Section 1 and to Repeal Sub-section 9 of Section 3, of Chapter 241, Session Laws of 1939, Relating to the Use Tax.

C. R. VERRY, Chief Clerk
House of Representatives,
Bismarck, March 6, 1941.

Mr. President: I have the honor to return herewith the following bills which the House has passed unchanged:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit

Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty, and Declaring an Emergency.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 184, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 184 be considered properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Beaton	Gronvold	Page
Bond	Guenther	Raschko
Brant	Hill	Solberg
Braun	Isaak	Streibel
Bridston	Kehoe	Topp
Brunsdale	Lavik	Troxel
Dahl	Lofthus	Watt
Drew	Morgan, Walsh	Wog
Feton	Nelson, Grand Fks.	Young
Foss	Nelson, McKenzie	

Those voting in the negative were:

Adam	Nelson, Renville	Stucke
Ginter	Olson, McHenry	Thatcher
Kamrath	Olson, Mountrail	Tweten
Nelson, Dickey	Owings	

Absent and not voting:

Bilden	Flatt	Morgan, Richland
Blank	Greiser	Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Dahl moved that the vote by which Senate Bill No. 184 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt moved that the Senate do not concur in the House amendments to Senate Bills Nos. 3, 4, 27 and 34 and that a Conference Committee be appointed to meet with a like committee from the House on these four bills, which motion prevailed.

The President announced that he would appoint as a Conference Committee as provided for in Senator Watt's motion, the following Senators Watt, Thatcher, and Morgan of Walsh.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 3, 4, 27 and 34 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Watt, Thatcher and Morgan of Walsh.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate do now recess until 9:30 A. M. March 7th, which motion prevailed and the Senate stood recessed.

W. J. TROUT, Secretary.

FIFTY- NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Bismarek, March 7th, 1941.

The Senate reconvened at 9:30 pursuant to recess taken on March 6th.

The President announced that the Senate would be on the fourteenth Order of Business for the Signing of bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and

Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "V." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

House Concurrent Resolution "W." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

House Concurrent Resolution "X." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursement of Workmen's Compensation Fund; Declaring an Emergency; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer

and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

House Bill No. 221. A Bill for an Act to Amend and Re-

enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

Which the President has signed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

Which the Senate has adopted as amended.

W. J. TROUT, Secretary.

The President announced that the Senate would revert without objection to the Eleventh Order of Business.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "V." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

Was read the first time.

House Concurrent Resolution "W." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

Was read the first time.

House Concurrent Resolution "X." A Concurrent Reso-

lution providing for Employment of After-session help and Compensation therefor.

Was read the first time.

Senator Flatt moved that further consideration of House Concurrent Resolutions "V", "W" and "X" be indefinitely postponed which motion prevailed.

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

Was read the first time.

Senator Page moved that further consideration of House Concurrent Resolution "Z" be indefinitely postponed.

Senator Brant made a substitute motion to amend House Concurrent Resolution "Z" as follows: Page 1223 of the House Journal in paragraph numbered "1" strike out the comma after the word interest" and insert a period and strike out the words "without recourse to any refinancing thereof",

Which motion prevailed.

The question being on the motion of Senator Page to indefinitely postpone House Concurrent Resolution "Z", the motion was put and declared lost.

The question now being on the adoption of House Concurrent Resolution "Z", the motion was put and declared carried and House Concurrent Resolution "Z" was declared adopted.

Senator Fowler moved that the vote by which "House Concurrent Resolution "Z" was adopted be reconsidered and the motion to reconsider be laid on the table which motion prevailed.

Senator Bridston moved that the vote by which House Bill No. 288 was lost be reconsidered, which motion prevailed.

Senator Fowler moved that the report of the Committee on Banks and Banking on House Bill No. 288 be amended to read as follows: Strike out all of Section 3 and insert in section 2, line 17, page 3 of the printed bill the word "educational" after the word "charitable."

Which motion prevailed.

Senator Fowler moved that the report of the Committee on Banks and Banking on House Bill No. 288 as amended be adopted, which motion prevailed.

Senator Fowler moved that the rules be suspended and that House Bill No. 288 be placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and

Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Flatt	O'Brien
Beaton	Foss	Page
Blank	Fowler	Raschko
Bond	Gronvold	Solberg
Brant	Guenther	Thatcher
Braun	Hill	Topp
Bridston	Kehoe	Troxel
Brunsdale	Lavik	Watt
Dahl	Morgan, Walsh	Wog
Feton	Nelson, Grand F'ks.	Young

Those voting in the negative were:

Adam	Kamrath	Olson, Mountrail
Bilden	Lofthus	Owings
Drew	Nelson, Dickey	Streibel
Ginter	Nelson, McKenzie	Stucke
Greiser	Nelson, Renville	Twetten
Isaak	Olson, McHenry	

Absent and not voting:

Morgan, Richland Rue

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which House Bill No. 288 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, Senators: Olson of Mountrail, Owings and Braun.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 82 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Haugen, Austad and Black.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the President appoint a Conference Committee to meet with a like committee from the House on House Bill No. 82.

Senator Olson of Mountrail made a substitute motion that House Bill No. 82 be indefinitely postponed, which motion was withdrawn.

The question being on the motion of Senator Fowler that a Conference Committee be appointed on House Bill No. 82, the motion was put and declared carried.

The President announced that he would appoint as a Conference Committee on House Bill No. 82, the following senators, Bridston, Olson of Mountrail and Owings. At the request of Senator Bridston, Senator Braun was named on the committee in his place.

Senator Aandahl moved that the Senate be on the Sixth Order of Business for the reading of report of Conference Committee on Senate Bill No. 161.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 161 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 161,

Have had the same under consideration and recommend:

That the Senate concur in the House amendments to lines 28, 29, and 30; that the House recede from its amendment to line 49; that the House recede from its amendment to line 56; and that the figure "15" be stricken out of line 56 and "20" be inserted in lieu thereof; that the Senate concur in the House amendment to line 103 and the balance of the Section; that in line 41 after the word "time" insert the words "prior to the first day of July, 1943."

For the Senate:

FRED G. AANDAHL
R. M. STREIBEL
A. N. LAVIK

For the House:

C. H. HOFSTRAND
A. R. BERGESEN
STEVEN C. NELSON

Senator Aandahl moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the Senate do not concur in the House amendments to Senate Bill No. 82 and that a new conference committee be appointed, which motion prevailed.

The President announced that he would appoint as such committee Senators Fowler, Stucke and Page.

Senator Troxel moved that the Senate do concur in the House amendments to Senate Bill No. 151, which motion prevailed.

Senator Troxel moved that the rules be suspended and that Senate Bill No. 151 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, by the House, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Those voting in the negative were:

Olson, Mountrail

Absent and not voting:

Aandahl	Greiser	Morgan, Richland
Bilden	Kamrath	Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Troxel moved that the vote by which Senate Bill No. 151 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 82 and the President has appointed as a new conference committee to act with a like committee from the House, Senators: Fowler, Stucke and Page.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 2 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Culver, Sandness, Belzer.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives: Morland, Halvorson and Peterson of Bottineau on House Bill No. 120.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, Mar. 7, 1941.

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

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Senate Bill No. 36. 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.

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Senate Concurrent Resolution No. 2. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 205 made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 205.

Have the same under consideration and recommend that the House recede from all amendments and that the bill be amended as follows:

After the word "sale" and comma in line 362 in Section 18, insert the following:

"Provided, however, that if such property is sold at private sale to any other person than the original owner or his successor in interest, such sale shall be held in abeyance for a period of thirty (30) days from the date of notice to the owner or his successor in interest given by registered mail by the county auditor, during which time the original owner or his successor in interest may make redemption by payment in full of delinquent taxes, penalty and interest charged against such real estate. Provided, further, that if no redemption is made by the original owner or his successor in interest during said period of thirty(30) days, then the sale shall be final and the purchaser shall be entitled to a deed as provided herein."

For the Senate:

E. H. BRANT
GOTTLIEB ISAAK
WM. A. THATCHER

For the House:

ASLE BJELLA
BEN J. WOLF
C. H. HOFSTRAND

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brant moved that the rules be suspended and that Senate Bill No. 205 be considered properly re-engrossed and placed on second reading and final passage as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, Mountrail
Adam	Gronvold	Owings
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Brant	Lavik	Stucke
Braun	Morgan, Walsh	Thatcher
Brunsdale	Nelson, Grand Fks.	Topp
Drew	Nelson, McKenzie	Troxel
Flatt	Nelson, Renville	Tweten
Foss	O'Brien	Wog
Fowler	Olson, McHenry	Young
Ginter		

Absent and not voting:

Bridston	Kehoe	Nelson, Dickey
Dahl	Lofthus	Rue
Feton	Morgan, Richland	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Brant moved that the vote by which Senate Bill No. 205 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President announced that without objection the Senate would be on the Twelfth Order of Business.

Senator Fowler moved that House Bill No. 250 be made a special Order of Business for 1:15 P. M., which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,

Bismarck, March 6, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 200. A Bill for an Act to Provide for the

Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

Senator Braun moved that House Bill No. 165 be amended as follows:

Section 1, Subsection "C", line 16, after the word "forty" insert the word "Five", and line 17, after the number "four" delete the cipher and insert in lieu thereof the numeral "5", which motion was declared lost.

SECOND READING OF HOUSE BILLS

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Pre-

scribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, Mountrail
Adam	Greiser	Owings
Beaton	Gronvold	Page
Bilden	Guenther	Raschko
Blank	Kamrath	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Bridston	Morgan, Richland	Topp
Brunsdale	Morgan, Walsh	Troxel
Drew	Nelson, Dickey	Tweten
Feton	Nelson, Renville	Watt
Flatt	O'Brien	Wog
Foss	Olson, McHenry	Young
Fowler		

Those voting in the negative were:

Dahl	Isaak	Nelson, McKenzie
Hill	Nelson, Grand Fks.	

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senator Wog moved that the vote by which House Bill No. 165 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Dahl: "Mr. President, I want to explain my vote. My constituents are absolutely opposed to any increase in length and weight of trucks. This bill gives 5,000 pounds increase in weight and I therefore vote "No".

Senator Braun: "Mr. President, the prevailing side is so unanimous that it makes no difference how I vote, so I vote "Aye".

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

Senator Fowler moved that House Concurrent Resolution "S" be indefinitely postponed, which motion prevailed.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Senator Fowler moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed.

Senator Fowler moved that the vote by which Senate Concurrent Resolution "S" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Public Welfare, to

whom was referred Senate Concurrent Resolution "R", have had the same under consideration and recommend that the same do pass.

G. F. DREW, Chairman.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan of Walsh moved that Senate Concurrent Resolution "R" be adopted, which motion prevailed and Senate Concurrent Resolution "R" was adopted.

Senator Aandahl moved that the vote by which Senate Concurrent Resolution "R" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

Which the Senate has amended.

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate do now stand recessed until 1:00 P. M. which motion prevailed and the Senate stood recessed.

The Senate reconvened at 1:00 P. M. pursuant to recess taken.

The President announced that the Senate would be on the Ninth Order of Business.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 192, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 192 be considered properly re-engrossed and placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill as amended by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Beaton	Gronvold	O'Brien
Bilden	Guenther	Olson, McHenry
Blank	Hill	Olson, Mountrail
Bond	Isaak	Owings
Brant	Kamrath	Page
Braun	Kehoe	Raschko
Bridston	Lavik	Solberg
Brunsdale	Lofthus	Streibel
Dahl	Morgan, Richland	Stucke
Feton	Morgan, Walsh	Thatcher
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Tweten
Fowler	Nelson, McKenzie	Watt
Drew	Nelson, Renville	Wog
Ginter		

Absent and not voting:

Aandahl	Greiser	Topp
Adam	Rue	Young

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 192 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to request the return of Senate Bill No. 206 to the House.

C. R. VERRY, Chief Clerk.

The President announced that the Senate would take up

consideration of House Bill No. 250 which had been made a Special Order of Business for 1:15 P. M.

Senator Fowler requested a Call of the Senate, which request was granted.

The roll was called and the following Senators were announced as absent: Adam, Greiser, Rue, Topp and Young.

The Sergeant-at-Arms was ordered to locate the absent Senators.

All Senators except Rue who is ill in the hospital having reported, Senator Fowler moved that further proceedings under the Call of the Senate be dispensed with, which motion prevailed.

House Bill No. 250 being up for discussion, Senator Greiser asked the consent of the Senate to be on the Eighth Order of Business.

Senator Fowler moved that the Senate Permit Senator Greiser to make a motion under the Eighth Order of Business, which motion prevailed.

Senator Greiser moved that the Senate comply with the request of the House for the return of Senate Bill No. 206, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate is returning herewith Senate Bill No. 206 which the House has requested.

W. J. TROUT, Secretary.

Senator Stucke moved to amend House Bill No. 250 as follows:

Strike out the entire sentence following the word "Section" and the figure "9" of the engrossed Bill consisting of the following language:

"All merchandise delivered or used in connection with said sale or as part thereof, or as a sample, deal, discount, rebate or free goods shall be subject to the tax herein imposed at the price as shown by the list filed with the State Treasurer as in Section 3 provided; provided, however, that the imposition and collection of such tax shall not be held or construed to be a validation or legalization of any of the foregoing practices".

And insert in lieu thereof the following sentence:

"It shall be unlawful for any licensed wholesale liquor dealer to give or cause to be given, either directly or indirectly to any licensed retail liquor dealer anything of value, any discounts, samples or free merchandise, or rebates of any kind or nature."

Senator Fowler requested that the question on Senator Stucke's amendment to House Bill No. 250 be divided, which request was granted.

Senator Fowler moved the first part of Senator Stucke's amendment as follows: "Strike out the language from the amendments proposed by the standing committee and adopted by the Senate:

"All merchandise delivered or used in connection with said sale or as a part thereof, or as a sample, deal, discount, rebate or free goods shall be subject to the tax herein imposed at the price as shown by the list filed with the State Treasurer as in Section 3 provided; provided, however, that the imposition and collection of such tax shall not be held or construed to be a validation or legalization of any of the foregoing practices," be adopted, which motion prevailed.

The question now being on the second division of Senator Stucke's amendment as follows: "And insert in lieu thereof the following sentence: "It shall be unlawful for any licensed wholesale liquor dealer to give or cause to be given, either directly or indirectly to any licensed retail liquor dealer anything of value, any discounts, samples or free merchandise or rebates of any kind or nature," the question was put and declared lost.

Senator Kehoe moved the further amendment to the title of House Bill No. 250 as follows: "Strike out the words, "Prohibiting discounts, rebates or gifts" from the title, which motion was adopted.

Senator Braun moved that House Bill No. 250 be further amended as follows: In Section 1, line 13, strike out the figure 11% and insert the figure 10% and line 16, strike out the figure 12½% and insert the figure 11%, which motion was declared lost on a division vote.

Senator Fowler moved that House Bill No. 250 be placed upon second reading and final passage as amended by the report of the standing committee on Tax and Tax Laws and as further amended by the amendment adopted by the Senate upon motion of Senator Fowler, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Greiser	Olson, Mountrail
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Richland	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Watt
Flatt	Nelson, McKenzie	Wog

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following resolution:

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

Which the House has adopted and your favorable consideration is respectfully requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Which the House has amended.

C. R. VERRY, Chief Clerk.

Senator Aandahl moved that the rules be suspended and Senate Bill No. 161 be deemed properly re-engrossed and placed on second reading and final passage as reported by the Conference Committee, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by conference, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Solberg
Bond	Kehoe	Streibel
Brant	Lavik	Topp
Braun	Lofthus	Troxel
Brunsdale	Morgan, Richland	Tweten
Dahl	Morgan, Walsh	Watt
Feton	Nelson, Dickey	Wog
Flatt	Nelson, Grand Fks.	Young
Foss	Nelson, Renville	

Those voting in the negative were:

Drew	Owings	Thatcher
Nelson, McKenzie		

Absent and not voting.

Bridston	Kamrath	Rue
Fowler	Olson, Mountrail	Stucke
Greiser		

So the bill passed and the title was agreed to.

Senator Aandahl moved that the vote by which Senate Bill No. 161 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Aandahl moved that the Senate do not concur in the House amendments to Senate Bill No. 1, and that a Conference Committee be appointed, which motion prevailed.

Senator Brunsdale moved that a Conference Committee be appointed on House Bills Nos. 109, 110 and 111, which motion prevailed and the President appointed as such Committee, Senators Brunsdale, Streibel and Dahl.

Senator Wog moved that the Senate do concur in the House amendments to Senate Bill No. 119, which motion prevailed.

Senator Wog moved that the rules be suspended and that Senate Bill No. 119 be placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILL

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensa-

tion 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.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, Mountrail
Adam	Hill	Owings
Beaton	Isaak	Raschko
Bilden	Kehoe	Solberg
Bond	Lavik	Streibel
Brant	Lofthus	Stucke
Braun	Morgan, Walsh	Thatcher
Bridston	Nelson, Grand Fks.	Troxel
Brunsdale	Nelson, McKenzie	Tweten
Dahl	Nelson, Renville	Watt
Feton	O'Brien	Wog
Foss	Olson, McHenry	Young
Ginter		

Those voting in the negative were:

Drew	Nelson, Dickey
------	----------------

Absent and not voting:

Blank	Guenther	Page
Flatt	Kamrath	Rue
Fowler	Morgan, Richland	Topp
Greiser		

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which Senate Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, Senators: Brunsdale, Streibel, Dahl, on House Bills 109, 110, 111.

W. J. TROUT, Secretary.

Senator Bridston moved that the Senate do now recess for ten minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the ten minute recess.

Senator Watt moved that the Senate do not concur in the House amendments to Senate Bill No. 18 and that a Conference Committee of which he, himself, be not one, be appointed, which motion prevailed.

The President announced that he would appoint as such Conference Committee Senators Stucke, Bridston and Morgan of Walsh.

The President announced that he would appoint as a Conference Committee on Senate Bill No. 1, the following Senators: Young, Aandahl and Thatcher.

Senator Flatt moved that the Senate do now adjourn, which motion prevailed and the Senate stood adjourned.

W. J. TROUT, Secretary.

SIXTIETH DAY

Bismarck, March 7, 1941.

The Senate convened at 2:00 P. M. with Lieutenant Governor Hagen presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan.

The roll was called with all Senators present except Rue.

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

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-Ninth Day after recess and Sixtieth day and find the same correct.

G. I. FETON, Chairman.

Senator Feton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,

Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 1 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Young, Aandahl, Thatcher.

W. J. TROUT, Secretary.

Senate Chamber,

Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 18 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Stucke, Bridston, Morgan of Walsh.

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 29

Senate Bill No. 30

Senate Bill No. 40

Senate Bill No. 43

Senate Bill No. 93
 Senate Bill No. 140
 Senate Bill No. 143
 Senate Bill No. 167
 Senate Bill No. 172.

And find the same correctly Enrolled and Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "G."

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 24
 Senate Bill No. 32
 Senate Bill No. 33
 Senate Bill No. 35
 Senate Bill No. 90
 Senate Bill No. 91
 Senate Bill No. 129
 Senate Bill No. 149
 Senate Bill No. 152
 Senate Bill No. 155
 Senate Bill No. 165
 Senate Bill No. 166
 Senate Bill No. 175
 Senate Bill No. 177
 Senate Bill No. 182
 Senate Bill No. 212.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 120 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 120, have had the same under consideration and report that they are unable to agree and recommend that a new Conference Committee be appointed.

For the Senate:

A. W. FOWLER
 C. E. STUCKE
 FRED G. AANDAHL.

For the House:

L. K. MORLAND
 ANDREW HALVORSON
 PETER PETERSON.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

The President announced that he would appoint as a new

Conference Committee on House Bill No. 120, the following Senators: Wog, Nelson of McKenzie and Adam.

Senator Gronvold moved that the absent Senator be excused, which motion prevailed.

FIRST READING OF SENATE CONCURRENT
RESOLUTION

SENATE CONCURRENT RESOLUTION "Y"

WHEREAS, Sections 9 and 10 of the Rivers and Harbors Act of 1899, make it unlawful for any State to construct any bridge, dike or causeway over or in any navigable river or other navigable water of the United States without the consent of Congress and without the approval of the plans by the Chief of Engineers and the Secretary of War; and

WHEREAS, by the Federal Water Power Act of 1920, no State may construct or permit the construction of a water power development in any such navigable river except pursuant to a license from, and under the regulation of the Federal Power Commission; and

WHEREAS, the Supreme Court of the United States in a recent decision with respect to the navigability of a stream in the State of Virginia, under which decision, as stated in a dissenting opinion, "every creek which has enough water when conserved by control works to float a boat drawing two feet of water", is rendered navigable if such condition can be brought about by the expenditure of enormous sums of money; and

WHEREAS, the effect of said decision is to obstruct the State and other governmental subdivisions in the building of bridges over rivers and streams which no one has ever considered navigable; and

WHEREAS, the situation resulting from the newly prescribed test of navigability will operate to demoralize the activities of the State of North Dakota in the construction of highways, irrigation systems and other works of internal development in a manner never intended by Congress in passing the laws affecting the navigability of streams and the development of water power; and

WHEREAS, on the Yellowstone River and on that portion of the Missouri River above the south line of North Dakota, waterway transportation has been found to be impractical and has long been abandoned and an urgent demand now exists that all of the waters of these two streams be used for purposes other than navigation; and

WHEREAS, in view of the said court decision, it is important that all rivers and streams in the State of North Dakota which are not navigable in their natural condition and which are not now considered navigable, be declared by the Congress of the United States to be non-navigable.

NOW THEREFORE, BE IT RESOLVED by the Senate of the State of North Dakota, the House concurring therein, that the Senators and the members of the House of Representatives of North Dakota in the Congress of the United States, be and they are respectfully urged to use their best efforts to secure the enactment of legislation by the Congress designating as non-navigable all of the Yellowstone River and that portion of the Missouri River above the south line of the

State of North Dakota, and all rivers in North Dakota which are not navigable in their natural condition and which are not now considered navigable.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Senators and Congressmen of North Dakota.

Was read the first time.

Senator O'Brien moved that Senate Concurrent Resolution "Y" be adopted, which motion prevailed.

Senator Brunsdale moved that the vote by which Senate Concurrent Resolution "Y" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Brunsdale moved that the Senate do concur in the House amendments to Senate Bill No. 118, which motion prevailed.

Senator Brunsdale moved that the rules be suspended and that Senate Bill No. 118 be deemed properly re-engrossed and placed on second reading and final passage as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Raschko
Blank	Hill	Solberg
Bond	Isaak	Streibel
Braun	Kehoe	Stucke
Bridston	Lavik	Topp
Brunsdale	Lofthus	Troxel
Dahl	Morgan, Walsh	Tweten
Drew	Nelson, Dickey	Watt
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Brant	Morgan, Richland	Rue
Greiser	Olson, Mountrail	Thatcher
Kamrath	Page	

So the bill passed and the title was agreed to.

Senator Brunsdale moved that the vote by which Senate Bill No. 118 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, Senators: Wog, Nelson of McKenzie and Adam, on House Bill No. 120.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "R." A Concurrent Resolution Providing for a Method of Expenditure of Funds Appropriated for Old Age Assistance for the Biennium Beginning July 1, 1941, and Ending June 30, 1943.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Which the Senate has adopted and your favorable consideration is requested.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 6, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

House Bill No. 205. A Bill for an Act Relating to the Election of County Commissioners; Providing That They Be Elected by a Vote at Large in the County; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Senate has amended.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 114.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

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

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

Which the House has adopted and your favorable consideration is requested.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Which the House has amended.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

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

Senate Concurrent Resolution "U." Referring to Extra Work of Comparing and Indexing Permanent Journal of Twenty-Seventh Legislative Assembly— and Appropriation for Same.

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

Senate Concurrent Resolution "X." A Concurrent Resolution Recommending and Authorizing Dedication of the State Capitol Building and Grounds.

Which the House has indefinitely postponed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 109, 110 and 11 and the Speaker appointed as a conference committee to act with a like committee from the Senate, Representatives: Johnson of Richland, Crockett and Trydahl.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that

the House has refused to concur in the Senate amendment to House Bill No. 2 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Culver, Sandness and Belzer.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Severson, Johnson of Cass and McIntyre on Senate Bills Nos. 3, 4, 27, and 34.

C. R. VERRY, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri River to Be Non-navigable.

Which the Senate has adopted and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate reconsider the action by which the House amendments to Senate Bill No. 38 were adopted, which motion prevailed.

Senator Dahl moved that the Senate do not concur in the House amendments to Senate Bill No. 38 and that a Conference Committee be appointed to meet with a like committee from the House, which motion prevailed.

The President announced that he would appoint as Conference Committee on Senate Bill No. 38 the following Senators: Dahl, Young and Ginter.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 38, and the President has appointed as a conference committee to act with a like committee from the House, Senators: Dahl, Young and Ginter.

W. J. TROUT, Secretary.

Senator Fowler requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Fowler: Senate Bill No. 184 providing for the Governmental Survey Commission has been passed by both Houses and signed by the Governor. Under that bill it is necessary that one member of the Senate be selected by the Senate to act upon that Commission. In order to perform the provisions of this Act, I would like to propose to the Senate the name of one of our Senators here, who I think is very able and will be a creditable member of that governmental commission. I would like to present the name of Senator Milton Young as the Senate member representing the Senate upon that commission. I move that Senator

Young be selected and elected as a member of the Governmental Survey Commission provided in Senate Bill No. 184, which motion prevailed.

Senator Fowler: Under Senate Concurrent Resolution "H" providing for an Interim Legislative Commission on Code Revision, prescribing the duties and providing for the compensation thereof, it devolves upon the presiding officer of the Senate to select, with the approval of the Senate, two members of that Commission, and I move that the presiding officer at this time, if he is in a position to do so, will suggest the names of two members of the Senate to be members of that commission, which motion prevailed.

The president offered the names of Senators Kehoe and Streibel for the consideration of the Senate.

Senator Fowler moved that the selection of Senators Kehoe and Streibel to be members of the Interim Commission on Code Revision be approved by the Senate, which motion prevailed.

FIRST READING OF SENATE RESOLUTION
SENATE RESOLUTION "Z"

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, That:

Whereas, The Relief and Debt Survey Commission has heretofore engaged and employed attorneys C. F. Kelsch and Geo. F. Shafer to prepare and present such bills as said commission recommended for passage by this assembly and which services have been preformed, and

WHEREAS, the joint committee on the refunding of the state indebtedness did, on January 29, 1941, designate said attorneys as counsel for such joint committee in connection with preparation of all bills introduced by such committee for the refunding of state's indebtedness and to furnish all legal assistance required by said committee during this legislative session, which services have been performed, and

WHEREAS, said attorneys have prepared numerous other bills or assisted in the preparation of additional bills at the request of legislative committees of both branches of the legislature and various members thereof, which services have been performed by said attorneys, and

WHEREAS, it appears that there are sufficient funds in the appropriation for the Relief and Debt Survey Commission for the payment of reasonable attorney's fees for such legal services and that no further or additional appropriation is required.

Now, THEREFORE, BE IT RESOLVED, by the Senate of the State of North Dakota:

That the Relief and Debt Survey Commission shall authorize the payment for the legal services so rendered out of any unexpended funds appropriated to the commission.

Was read the first time.

Senator Fowler moved the adoption of Senate Resolution "Z" which motion prevailed and Senate Resolution "Z" was declared adopted.

Senator Watt moved that the Senate do concur in the House amendments to Senate Bill No. 31, which motion prevailed.

Senator Watt moved that the rules be suspended and that Senate Bill No. 31 be placed on Second Reading and Final Passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Raschko
Bond	Isaak	Solberg
Brant	Kehoe	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Adam	Kamrath	Page
Brunsdale	Morgan, Richland	Rue
Dahl	Nelson, McKenzie	Streibel
Greiser		

So the bill passed and the title was agreed to.

Senator Brant 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.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Smart, Beede, Nelson of Sargent, on Senate Bill No. 82.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to House Bill No. 120 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Sagehorn, Kindem, Bymers.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "Z." Authorizing Payment for Legal Services Out of Any Funds Appropriated to the Relief and Debt Survey Commission.

Which the Senate has adopted and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senator Young requested that the Senate be on the eighth order of business which request was granted.

Senator Young: "This being the birthday of the President of the Senate, the employees out of their thoughtfulness for the kindness and consideration to the employees of the Senate, wish at this time to present a token."

A basket of flowers and bill fold having been presented to the President, Mr. Hagen thanked the senators and employees.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 82 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 82, have had the same under consideration and recommend:

The House concur with the Senate Amendment.

For the Senate:

OWINGS
AXEL OLSON
BRAUN.

For the House:

HAUGEN
C. H. BLACK
CARL J. AUSTAD.

Senator Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Braun requested that the Senate be on the eighth order of business, which request was granted.

Senator Braun informed the Senate that the Conference Committee on House Bill No. 82 had discharged their duties and requested that they be discharged, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kehoe	Raschko
Braun	Lavik	Thatcher
Drew	Lofthus	Topp
Feton	Morgan, Walsh	Troxel
Flatt	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Absent and not voting:

Bridston	Morgan, Richland	Streibel
Brunsdale	Rue	Stucke
Dahl	Solberg	Watt
Kamrath		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Flatt moved that the vote by which House Bill No. 340 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 338. A Bill for an Act to Amend Sub-section (3) of Section 5 of Chapter 91 of the 1935 Session Laws as Amended by Chapter 98 of the 1939 Session Laws.

Which the Senate has laid on the table.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Swanson, Severson, Wolf of Morton, on Senate Bill No. 18.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Carlson, Johnson of Richland, Schmidt, on Senate Bill No. 1.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 82.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 338. A Bill for an Act to Amend Subsection (3) of Section 5 of Chapter 91 of the 1935 Session Laws as Amended by Chapter 98 of the 1939 Session Laws.

Senator Hill moved that further consideration of House Bill No. 388 be laid on the table, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

Was read the first time.

Senator Aandahl moved that House Concurrent Resolution "Z-1" be adopted, which motion prevailed.

Senator Brant moved that the vote by which House Concurrent Resolution "Z-1" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 120 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 120, have had the same under consideration and recommend that the Senate recede from its amendments.

For the Senate:

GUST WOG
HJALMAR NELSON
JOHN J. ADAM.

For the House:

E. G. SAGEHORN
C. H. BYMERS
H. W. KINDEM.

Senator Stucke moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Stucke moved that the rules be suspended and

House Bill No. 120 be placed on second reading and final passage, as amended by the committee, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 193 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Blair, Twichell, Braun of McLean. C. R. VERRY, Chief Clerk.

Senator Bridston moved that the President appoint a Conference Committee to meet with a like committee from the House on House Bill No. 193, which motion prevailed.

The President announced that he would appoint as such committee Senators: Bridston, Drew and Owings.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, Senators: Bridston, Drew, Owings, on House Bill No. 193.

W. J. TROUT, Secretary.

Senator Fowler moved that the Senate do now recess until 7:00 P. M. which motion prevailed, and the Senate stood recessed.

W. J. TROUT, Secretary.

The Senate reconvened at 7:00 P. M. pursuant to recess taken.

The Lieutenant Governor announced that the Senate would be on the Ninth Order of Business.

Senator Fowler demanded a call of the Senate, which was granted.

The roll was called and all Senators were present except Aandahl, Adam, Beaton, Bilden, Blank, Bond, Braun, Flatt, Foss, Ginter, Greiser, Gronvold, Guenther, Isaak, Kamrath, Kehoe, Lofthus, Morgan of Richland, Morgan of Walsh, Nelson of Dickey, Owings, Raschko, Rue, Topp, Watt and Wog.

All Senators having reported except Blank, Braun, Flatt, Greiser, Gronvold, Isaak, Kehoe, Lofthus, Morgan of Richland, Morgan of Walsh, Nelson of Grand Forks, Raschko, Rue, Watt and Wog, Senator Fowler moved that further proceedings under the Call of the Senate be dispensed with, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate is herewith returning Senate Bill Number 206 which the House has requested.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Which the House has amended as follows:

Strike out all of Senate Bill 82 except the words "A Bill" and substitute the following amendment in lieu thereof:

SENATE BILL NO. 82

Introduced by Committee on Tax and Tax Laws

For an Act to amend and re-enact Chapter 178, Session Laws for the year 1939 Relating to the Funding and Refunding of Existing Indebtedness of Municipalities and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 Section 1. AMENDMENT. That Section 1 of Chapter
1a 178

2 of the Session Laws of 1939 be and the same is hereby
3 amended and re-enacted to read as follows:

4 SECTION 1. A municipality may issue bonds under
4a the

5 provisions of this act for the purpose of funding and re-
6 funding its existing indebtedness at any time prior to

7 July 1, 1943. The terms "governing body" and

7a "municipality"

8 as used herein, shall be deemed and construed to mean the
9 same as such terms are respectively defined in Chapter

9a 196,

10 Laws of 1927. The terms "floating indebtedness" and
10a "bond-

11 ed indebtedness" shall collectively be deemed to include

12 orders, certificates of indebtedness, bonds, contracts and
13 warrants and other instruments evidencing a general

13a munici-

14 pal indebtedness, issued and outstanding prior to Janu-
14a ary 1,

15 1941.

1 SECTION 2. AMENDMENT.) That Section 2 of
1a Chapter 178

2 of the Session Laws of 1939 be, and the same is hereby
2a amended

3 and re-enacted to read as follows:

4 SECTION 2. (a) Any municipality may by resolution
4a of

5 the governing body propose or accept and adopt a plan
5a for
6 refunding and refunding floated indebtedness and/or
6a bonded
7 indebtedness or any part thereof existing prior to Janu-
7a ary 1,
8 1941. Such resolution shall recite the plan in detail and
9 contain such provisions not inconsistent with this act as
10 shall be found to be for the best interest of the munici-
11 pality, its creditors and its taxpayers. The plan may
12 contemplate the issuance of bonds to refund any or all
12a out-
13 standing bonds, including bonds which are not due or
13a about
14 to become due, may provide that bonds may be exchanged
14a in
15 whole or in part for unmatured bonds with the consent
15a of the
16 holders thereof, and may provide for the execution and
16a sale
17 or exchange and delivery of bonds from time to time as
17a needed
18 to meet maturing obligations. Any such plan may provide
18a for
19 the issuance of one series of bonds or more than one
19a series.
20 The governing body may fix a time limit within which
20a creditors
21 may surrender obligations for payment of exchange
21a and may
22 thereafter extend such time if it is found beneficial to the
23 municipality to do so. The plan may require the con-
23a sent of
24 any specified percentage or amount of the holders of the
25 obligations included in such plan before it shall become
26 effective. Any municipality may take any action
26a authorized
27 by any present or future bankruptcy or similar law
27a enacted
28 by the Congress of the United States designed to assist
28a in
29 the compounding or compromising and refinancing of
29a of indebted-
30 ness, including the payment of fees and expenses
30a necessary
31 to make use of such act and approved by the court
31a having
32 jurisdiction thereof.”
33 (b) Option or Redemption.) All bonds hereafter
33a issued
34 under this act and which bear interest at the rate of three
35 (3%) per cent or less payable semi-annually and mature
35a serially in
36 twenty (20) years or less, in annual installments of not
36a less
37 than 5 per cent of the principal amount of the bond issue,
38 commencing not later than the third year, may be issued
39 without option of payment and redemption prior to
39a maturity or

40 with such provisions as to prior payment and redemp-
40a tion as the
41 governing body shall adopt.
1 SECTION 3. AMENDMENT.) That Section 3 of
1a Chapter 178
2 of the Session Laws of 1939 be amended and re-enacted
2a to read
3 as follows:
4 SECTION 3. Bonds issued hereunder may be sold
4a or ex-
5 changed for outstanding bonds or other indebtedness,
5a or part
6 sold and part exchanged in such manner as the govern-
6a ing body
7 shall determine, but none shall be sold or exchanged upon
8 such terms that the annual interest cost of the proceeds,
9 computed to maturities of the bonds of the series
9a according
10 to standard tables of bond values now in general
10a nationwide
11 use by financial institutions and insurance companies,
11a will
12 be more than the interest rate on the bonds or other in-
13 debtedness funded or refunded thereby, or exceed (3%)
14 per cent per annum, provided that except as to bonds
14a heretofore
15 contracted to be sold no bonds shall be sold or exchanged
16 hereafter until the municipality has first advertised for
17 bids at a public sale in the manner prescribed by Section
17a 17
18 of Chapter 196, Laws of 1927 or acts amendatory thereof;
19 provided, further, that it shall be unlawful for any municipi-
20 pality as herein defined or for the governing body thereof,
21 to issue any bonds for any purpose under this act without
22 first being authorized so to do by a vote of the qualified
23 electors of such municipality, which election shall be held
24 and conducted as provided in Chapter 196 of the Session
24a Laws
25 of 1927 or acts amendatory thereof, excepting, however,
25a that
26 this proviso shall not apply to funding bonds which have
27 been contracted to be sold by any such municipality prior
27a to
28 January 1, 1941. The officers may use the proceeds of
28a bonds
29 sold to purchase the outstanding bonds, for the refunding
29a of
30 which such bonds were issued, at the best price obtainable,
31 not exceeding par and accrued interest to date of purchase,
32 or may use such proceeds to pay a certain percentage of
32a all
33 bonds or other indebtedness surrendered for exchange and
34 deliver bonds in exchange for the remainder of said bonds
34a or
35 indebtedness. Prior to or contemporaneously with the
36 delivery of bonds, an equal par value of outstanding
36a bonds
37 or other indebtedness shall be surrendered and cancelled.

38 Insofar as any exchanges are made, the outstanding
 38a obligations
 39 shall be taken at not more than face amount with accrued
 40 interest and the bonds delivered shall be valued at not
 40a less

41 than the face amount with accrued interest."

1 SECTION 4. It is expressly provided that no

1a funding or

2 refunding bonds may be issued hereunder unless ap-

2a proved by

3 a vote of the people of the "municipality" as provided by

4 Chapter 196, laws of 1927 and acts amendatory thereto.

1 SECTION 5. In all proceedings had or taken here-

1a under no

2 attorney fees, brokerage or other fees, or commission of

2a any

3 kind shall be paid to any person, firm or corporation for

4 assisting in the proceedings, or in the preparation of the

5 bonds, or in negotiating the sale thereof.

1 SECTION 6. EMERGENCY.) This act is hereby de-

1a clared to

2 be an emergency measure and shall be in full force and

3 effect from and after its passage and approval.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 82 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 82, have had the same under consideration and recommend that the Senate concur in the House amendments.

For the Senate:

A. W. FOWLER
 FRANKLIN PAGE
 E. C. STUCKE.

For the House:

WM. SMART
 A. Z. NELSON
 R. G. BEEDE.

Senator Fowler moved that the report of the Conference Committee on Senate Bill No. 82 be adopted, which motion prevailed.

The Conference Committee on Senate Bill No. 117 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 117, have had the same under consideration and recommend that the House recede from its amendment on page 25, lines 19 and 20 and from its amendment to line 8, page 8 (see House Journal pages 1027-1055). That the Senate concur in all other House amendments.

For the Senate:

J. B. BRIDSTON
 R. R. LOFTHUS
 JOHN G. NELSON.

For the House:

A. R. BERGESEN
 WM. B. FALCONER
 W. M. CROCKETT.

Senator Bridston moved that the report be adopted.

Senator Brunsdale made a substitute motion that the Conference Committee Report on Senate Bill No. 117 be not adopted, which motion prevailed.

Senator Brunsdale moved that the Senate do concur in the

House amendments to Senate Bill No. 117, which motion prevailed.

Senator Brunsdale moved that the rules be suspended and Senate Bill No. 117 be considered properly re-engrossed and placed on second reading and final passage, as amended, by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Brunsdale	Kehoe	Streibel
Bridston	Lavik	Stucke
Dahl	Lofthus	Thatcher
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Tweten
Fowler	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Young

Those voting in the negative were:

Braun	Drew	
Absent and not voting.		
Aandahl	Owings	Wog
Morgan, Richland	Rue	

So the bill passed and the title was agreed to.

Senator Brunsdale moved that the vote by which Senate Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 82 be considered properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adam	Greiser	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Thatcher
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand F'ks.	Tweten
Fowler	Nelson, McKenzie	Watt
Ginter	Nelson, Renville	Young

Absent and not voting:

Aandahl	Morgan, Richland	Rue
Bridston	Owings	Wog
Drew		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the vote by which Senate Bill No. 82 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 78, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 78 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 10 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Johnson of Cass, Kee and Schmidt.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 82.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Gackle, Gainor, Levin, on Senate Bill No. 38.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 117 and asks the return of the bill for final passage.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILL

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Page
Bilden	Hill	Raschko
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Brant	Kehoe	Stucke
Braun	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog

Fowler	Nelson, Renville	Young
Ginter	O'Brien	
Absent and not voting:		
Bridston	Morgan, Richland	Rue
Drew	Owings	

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 203, which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 203 be placed on second reading and final passage as amended by the House, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Concurrent Resolution "O." A Concurrent Resolution Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board

in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for the Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirments; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Concurrent Resolution "Y." A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the

Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

House Bill No. 108. 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.

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the

Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Quinness Patent Butter and to Patent Butter and Cheese.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Greiser	Olson, Mountrail
Bilden	Gronvold	Page
Blank	Hill	Raschke
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Brunsdale	Lavik	Thatcher
Bridston	Lofthus	Topp
Dahl	Morgan, Walsh	Troxel

Drew	Nelson, Dickey	Tweten
Feton	Nelson, Grand Fks.	Watt
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young

Absent and not voting:

Guenther	Owings	Rue
Morgan, Richland		

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which Senate Bill No. 203 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Aandahl moved that the Senate do concur in the House amendments to Senate Bill No. 162, which motion prevailed.

Senator Aandahl moved that the rules be suspended and that Senate Bill No. 162 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Greiser	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Braun	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Bridston	Morgan, Walsh	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Flatt	Morgan, Richland	Rue
-------	------------------	-----

So the bill passed and the title was agreed to.

Senator Aandahl moved that the vote by which Senate Bill No. 162 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Fowler requested that the Senate be in a recess for three or four minutes, which request was granted.

Senator Fowler: "Mr. President. It is my great pleasure this evening, on behalf of the employees and senators of the

27th Legislative Assembly to present to you a token for you and your good wife.

We feel that we have had a successful session so far as legislation is concerned. While we may have disagreed as all men must disagree upon various matters that come before this Senate we can all agree that we have had a very harmonious session. Some people say it has been too harmonious, but I can't agree with that. But I believe we have had a very successful session and I believe we have accomplished much good. It has not been a spectacular session but I believe it will go down in history as having accomplished much good in the years to come. Mr. President, we hope that you and your good wife will use this present and remember that it is given and presented to you with the best regards and with a good feeling for the future from the employees and members of the Senate."

Lieutenant Governor Hagen: "I want to thank you very much and I can only say that I agree with the Senator that we have had a very good session. As far as the business of the session has been concerned, I think I have had a very difficult job and I have been helped by the Senators themselves.

If I had been neutral in state politics, it wouldn't be hard to sit and judge impartially, but I am not neutral in my politics. Nevertheless I have tried never to show by any expression or otherwise, whether I favored or disagreed, and it has been very hard. I have envied Senator Fowler, Senator Watt, Senator Olson of Mountrail and Senator Stucke that they could stand on the floor and make their fine talks and get it out of their system. It really must have helped!

I have changed my mind about a lot of things that I thought would be difficult. For instance, I was told by a lot of people that Senator Watt would be hard to get along with. In fact he told me, humorously, he didn't know whether he wanted to come back to the Senate or not if I was to be the presiding officer, but I want to say that Senator Watt has been one of the finest senators to get along with as far as the Chair is concerned. He knows what he wants and says what he wants and that appeals to me. The other senators have labored just as hard and I can only say I would like to open this package and show the senators what I have received and I want to thank you for whatever it might be.

I thank you from the bottom of my heart."

Senator Fowler: "Mr. President, we have a very distinguished visitor here this evening, so I am informed. Without disclosing her name I would like to have the President appoint a committee of two to escort her to the rostrum."

Senators Fowler and Flatt were appointed as such committee to escort Mrs. Oscar Hagen to the rostrum.

Senator Blank: "Mr. President, we have another member of the Hagen family here that we should escort to the rostrum."

Senator Blank was appointed as a committee to escort Auverne Hagen to the rostrum.

Senator Thatcher: "Senator Fowler: On behalf of the members and employees of this 27th Legislative Assembly, they wish to extend to you at this time a little more than the ordinary handshake and good-bye. They wish to give to you a small remembrance at this time, that you may look at in

the future and we hope that when you look at that little remembrance that we are giving today, that it will recall to your mind in the future days and years some of the pleasant times that you have had in this session and that you will know that through your untiring labor, you are always willing to assist not only the members but also the employees and that you may know that you have left behind in this session, every member and employee as your lasting friend."

Senator Fowler: "Mr. President, Senator Thatcher and Friends: I indeed appreciate very much this token of remembrance which has been presented to me here by the members of the Senate and the employees. It is very gratifying indeed, I must admit after serving in this Senate for 12 or 14 years along with other senators whom I see sitting here in the Senate, Senator Thatcher, Senator Watt and a number of other senators who served here longer than I, that it is a matter of pride to me to have this token of their esteem and friendship. I certainly will prize it most highly.

There are two things that happen in a legislative body—the official proceedings of that body—the passage of the laws and the debate upon the floor, the contest of ideas that every senator may hold, and hold rightly and firmly and express with zeal and fervor, honestly and with integrity, and then there is the personal side of the Senate—the friendships of the members. I regard both of them as important and I want to say to all you members of this Senate as far as official actions are concerned, during the 12 or 14 years that I have been here, they have always stood for that they believed was the right way and their consciences have been clear. After the contest of official nature were over, we have enjoyed a fine spirit all these years. I want to say I appreciate this token very, very much. I also want to thank you on behalf of my good wife, which I know she would express herself if she were here."

Senator Young: "Senator Stucke, it is a pleasure for me to have this opportunity to present a present from the senators and members of this assembly. I wish I could find the proper words for this occasion but what I do say comes from the heart. All of us appreciate the good work you have done in this session. Your intelligence and understanding of the poor people of North Dakota and of the state in general.

We have learned a lot from you during this time. You have often turned a minority into a majority but I think you have also learned something from the Senate. You have at least learned how to count muskrat!"

Senator Stucke: "I thank you, Senator Young, Mr. President, Members of the Senate and Employees. I want to thank you for this present. You know I would rather call you by the first names, 'Milt', 'Joe', 'Bill' and so on rather than adhere to the decorum that is quite necessary in the Senate. We are mighty lucky to live in a country where we can still have free discussion and the right to have opinions and express them, what is more. As long as the Stars and Stripes stand, and I hope they will for ever more, that system that permits free discussion and the exercise of free opinion, things won't go so very wrong.

We have had some debate occasionally. If I have in any

way, in my fervor, at any time, in the slightest way, offend anyone, (I hope I haven't), I am indeed very sorry. Sometimes we take ourselves a little too seriously and maybe that is my fault and sometimes you too might take yourself a little too seriously and that is your fault, but with all that, what comes out of this session, besides laws we have passed are the fine friendships. As my old friend Nick Nelson said the other evening as we were walking up to an Appropriation Committee meeting, "Doc (and that is what I like to be called, not Senator)—the things that make life worth while anyway are the friends that you make" and I want to assure you, both employees and members of this sometimes very august body, that I appreciate this gift as a token of your friendship. Another thing that I want to mention is that I do not believe there is a soul in this body but what if he had his way, this world would be a better place to live—there would be no want, no poverty. We may have a different way to go about it to bring about these ideas that we sometimes dream up but seldom realize.

Now I will just look at this gift and see what they brought me. I hope I am not to take too long a trip. Sometimes folks say they wish I was in Hades but I am not going there for some time yet and when I do I am sure I will meet most of my friends there!

I thank you!"

Senator Braun moved that the remarks of Lieutenant Governor Hagen, Senator Fowler, Senator Stucke and Senator Young be printed in the journal, which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 4 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 4, have had the same under consideration and recommend:

In line 3 change the House amendment from \$35,650.00 to \$34,650.00 and that the Senate accept the House amendments in lines 19, 25, 28, 30, down to line 38a and in line 38a the figures \$1500.00 be stricken out and the figures \$500.00 be inserted. The Senate accepts the House amendments in line 38b. In line 39 change the total to read \$17,950.00. In line 40 change the grand total to read \$34,650.00.

For the Senate:

WM. WATT
R. R. MORGAN
WM. A. THATCHER.

For the House:

H. G. SEVERSON
JOHN McINTYRE
VERNON M. JOHNSON.

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Conference Committee on Senate Bill No. 27 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 27, have had the same under consideration and recommend:

The House amendments made in line 3 be stricken out. The House amendments in line 9 be stricken out and that the

Senate accept the House amendments in line 10 and 10a, and strike out the House amendments in line 26.

For the Senate:

WM. WATT
R. R. MORGAN
WM. A. THATCHER

For the House:

H. G. SEVERSON
JOHN McINTYRE
VERNON M. JOHNSON

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Braun moved that a committee of one be appointed by the President to escort former Senator Skarvold to the rostrum, which motion prevailed and the President appointed as such committee, Senator Braun.

Senator Skarvold addressed the Senate with a few remarks.

The Conference Committee on Senate Bill No. 3 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 3, have had the same under consideration and recommend:

That the House amendment \$40,000.00 be stricken out and that the figures \$27,500.00 be inserted.

For the Senate:

WM. WATT
R. R. MORGAN
WM. A. THATCHER

For the House:

H. G. SEVERSON
JOHN McINTYRE
VERNON M. JOHNSON

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Watt moved that the rules be suspended and that Senate Bill No. 3 be considered properly re-engrossed and placed on second reading and final passage as amended by the Senate, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate, Representatives: Gackle, Culver and Collette on Senate Bill No. 1.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Super-

vision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High

School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

C. R. VERRY, Chief Clerk.

House of Representatives,

Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 152 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives: Aker, Schwartz and Nelson of Cass.

C. R. VERRY, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by conference, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Owings
Bond	Hill	Page
Brant	Isaak	Raschko
Braun	Kamrath	Solberg
Brunsdale	Kehoe	Streibel
Bridston	Lavik	Stucke
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	

Absent and not voting:

Aandahl	Rue	Young
Morgan, Richland	Thatcher	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Owings moved that the vote by which Senate Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt moved that the rules be suspended and that Senate Bill No. 4 be considered properly re-engrossed and placed on second reading and final passage as amended by the House, which motion prevailed.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended by the House and Conference Committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adam	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Blank	Guenther	Owings
Brant	Hill	Page
Braun	Isaak	Raschko
Brunsdale	Kamrath	Solberg
Bridston	Kehoe	Streibel
Dahl	Lavik	Stucke
Drew	Lofthus	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Watt
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	

Absent and not voting:

Aandahl	Morgan, Walsh	Topp
Bond	Rue	Young
Morgan, Richland	Thatcher	

So the bill passed and the title was agreed to.

Senator Brant 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.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 27 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 27, have had the same under consideration and recommend:

The House amendments made in line 3 be stricken out. The House amendments in line 9 be stricken out and that the Senate accept the House amendments in lines 10 and 10a, and strike out the House amendments in line 26.

For the Senate:

WM. WATT
R. R. MORGAN
WM. A. THATCHER

For the House:

H. G. SEVERSON
JOHN McINTYRE
VERNON M. JOHNSON

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The President announced that he would appoint as a Conference Committee on House Bill No. 2, the following Senators: Brant, Streibel and Brunsdale.

The President announced that he would appoint as a Conference Committee on House Bill No. 10, the following Senators: O'Brien, Thatcher and Young.

Senator Watt moved that the rules be suspended and that Senate Bill No. 27 be placed on second reading and final passage as amended by the House, which motion prevailed.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House and Conference Committee, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Adam	Gronvold	O'Brien
Beaton	Guenther	Olson, McHenry
Bilden	Isaak	Olson, Mountrail
Blank	Kamrath	Page
Bond	Kehoe	Raschko
Braun	Lavik	Solberg
Bridston	Lofthus	Stucke
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Greiser		

Absent and not voting:

Aandahl	Ginter	Rue
Brant	Hill	Streibel
Brunsdale	Morgan, Richland	Thatcher
Flatt	Morgan, Walsh	Topp
Fowler	Owings	Young

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie moved that the vote by which Senate Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 34 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 34, have had the same under consideration and recommend:

Correct line 13 to read line 14 of the engrossed bill and strike out the House amendment \$9,600.00 to read \$9,000.00. Correct line 20 to read line 21 of the engrossed bill and strike out the House amendment \$9,600.00 to read \$9,000.00. In line 33 strike out the House amendment \$132,200.00 and insert in lieu thereof \$133,400.00.

For the Senate:

WM. WATT
R. R. MORGAN
WM. A. THATCHER

For the House:

H. G. SEVERSON
JOHN McINTYRE
VERNON M. JOHNSON

Senator Watt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Watt moved that the rules be suspended and that Senate Bill No. 34 be placed on second reading and final passage, as amended by the House which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act

with a like committee from the House, Senators: Brant, Streibel and Brunsdale on House Bill No. 2.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 34. 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.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House and Conference Committee the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Adam	Isaak	Olson, Mountrail
Beaton	Kamrath	Page
Bilden	Kehoe	Raschko
Blank	Lavik	Solberg
Bond	Lofthus	Streibel
Braun	Morgan, Walsh	Stucke
Dahl	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Tweten
Feton	Nelson, McKenzie	Troxel
Foss	Nelson, Renville	Watt
Greiser	Olson, McHenry	Wog
Gronvold		

Absent and not voting:

Aandahl	Fowler	O'Brien
Brant	Ginter	Owings
Bridston	Guenther	Rue
Brunsdale	Hill	Thatcher
Flatt	Morgan, Richland	Young

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which Senate Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Watt moved that the Senate do concur in the House amendments to Senate Bill No. 2, which motion prevailed.

Senator Watt moved that the rules be suspended and that Senate Bill No. 2 be placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Adam	Gronvold	Olson, Mountrail
Bilden	Hill	Owings

Bond	Isaak	Page
Braun	Kamrath	Raschko
Brunsdale	Kehoe	Solberg
Dahl	Lofthus	Streibel
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Foss	Nelson, McKenzie	Tweten
Fowler	Nelson, Renville	Watt
Ginter	O'Brien	Wog
Greiser	Olson, McHenry	

Absent and not voting:

Aandahl	Flatt	Rue
Beaton	Guenther	Stucke
Blank	Lavik	Thatcher
Brant	Morgan, Richland	Young
Bridston	Nelson, Grand F'ks.	

So the bill passed and the title was agreed to.

Senator Nelson of McKenzie 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.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, Senators: O'Brien, Thatcher and Young on House Bill No. 10.

W. J. TROUT, Secretary.

Senator Solberg moved that the Senate recess for fifteen minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened after a fifteen-minute recess.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 8, 1941.

Mr. President: I have the honor to return:

Senate Bill No. 6. 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 Coal Mine Safety Work.

Which the House has amended as follows:

In lines 23 and 31, strike out \$4,000.00 and insert in lieu thereof \$5,000.00, and in line 30 change figures \$2,000.00 to \$3,000.00.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEES

Senator Young: Mr. President, your Conference Committee on Senate Bill No. 1 report that they can not agree and asked that a new committee be appointed.

Senator Morgan of Walsh reported that the Conference Committee on House Bill No. 51 cannot agree and ask that a new Conference Committee be appointed.

The President announced he would appoint as a new Con-

ference Committee on House Bill No. 51, the following Senators: Young, Olson of McHenry and Fowler.

The President announced that he would appoint as a Conference Committee on Senate Bill No. 1 the following Senators: Morgan of Walsh, Olson of Mountrail and Dahl.

Senator Braun moved that the Senate do concur in the House amendments to Senate Bill No. 108 which motion prevailed.

Senator Braun moved that the rules be suspended and that Senate Bill No. 108 be placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Hill	Raschko
Brant	Isaak	Solberg
Braun	Kehoe	Stucke
Bridston	Lavik	Thatcher
Brunsdale	Lofthus	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting:

Aandahl	Kamrath	Olson, Mountrail
Adam	Morgan, Richland	Rue
Dahl	Morgan, Walsh	Streibel

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which Senate Bill No. 108 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to House Bill No. 51, and the President has appointed as a new conference committee to act with a like committee from the House, Senators: Young, Olson of McHenry and Fowler.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 1, and the President has appointed as a new conference committee to act with a like committee from the House, Senators: Morgan of Walsh, Olson of Mountrail, and Dahl.

W. J. TROUT, Secretary.

Senator Watt moved that the Senate do concur in the House amendments to Senate Bill No. 6, which motion prevailed.

Senator Watt moved that the rules be suspended and Senate Bill No. 6 be placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 6. 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 Coal Mine Safety Work.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Cuenther	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Drew	Nelson, Dickey	Topp
Feton	Nelson, Grand Fks.	Troxel
Flatt	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young
Ginter		

Absent and not voting.

Aandahl	Hill	Olson, Mountrail
Adam	Morgan, Richland	Rue
Dahl	Morgan, Walsh	Tweten

So the bill passed and the title was agreed to.

Senator Isaak 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 prevailed.

Senator Braun moved that the Senate do concur in the House amendments to Senate Bill No. 123, which motion prevailed.

Senator Braun moved that the rules be suspended and that Senate Bill No. 123 be placed on second reading and

final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Beaton	Greiser	Owings
Bilden	Gronvold	Page
Blank	Guenther	Raschko
Bond	Isaak	Solberg
Brant	Kamrath	Streibel
Braun	Kehoe	Stucke
Bridston	Lofthus	Thatcher
Brunsdale	Nelson, Dickey	Topp
Drew	Nelson, Grand Fks.	Troxel
Feton	Nelson, McKenzie	Watt
Foss	Nelson, Renville	Wog
Fowler	O'Brien	Young

Absent and not voting:

Adam	Lavik	Olson, Mountrail
Dahl	Morgan, Richland	Rue
Flatt	Morgan, Walsh	Tweten
Hill		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Braun moved that the vote by which Senate Bill No. 123 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Braun moved that the Senate do concur in the House Amendments to Senate Bill No. 130, which motion prevailed.

Senator Braun moved that the rules be suspended and that Senate Bill No. 130 be placed on second reading and final passage as amended by the House, which motion prevailed.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Beaton	Greiser	Olson, McHenry
Bilden	Gronvold	Owings
Blank	Guenther	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Kehoe	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Drew	Nelson, Dickey	Topp
Feton	Nelson, Grand Fks.	Troxel
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Adam	Morgan, Richland	Rue
Dahl	Morgan, Walsh	Tweten
Flatt	Olson, Mountrail	Watt
Hill		

So the bill passed and the title was agreed to.

Senator Braun moved that the vote by which Senate Bill No. 130 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,

Bismarck, March 7, 1941.

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

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Which the House has amended.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 183, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 183 be placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended by the House, the roll was called and there were ayes, 34; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Aandahl	Foss	Nelson, Dickey
Beaton	Fowler	Nelson, Grand Fks.
Bilden	Ginter	O'Brien
Blank	Greiser	Owings
Bond	Gronvold	Page
Brant	Guenther	Raschko
Braun	Isaak	Streibel
Bridston	Kamrath	Topp
Brunsdale	Kehoe	Troxel
Drew	Lavik	Watt
Feton	Lofthus	Wog
Flatt		

Those voting in the negative were:

Nelson, McKenzie	Solberg	Thatcher
Nelson, Renville	Stucke	

Absent and not voting:

Adam	Morgan, Walsh	Rue
Dahl	Olson, McHenry	Tweten
Hill	Olson, Mountrail	Young
Morgan, Richland		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Raschko moved that the vote by which Senate Bill No. 183 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President announced that he would appoint as a Conference Committee on House Bill No. 265 the following Senators: Hill, Flatt and Kehoe.

The President announced that he would appoint as a Conference Committee on House Bill No. 152 the following Senators: Fowler, Kamrath and Troxel.

Senator Flatt asked that he be excused from acting on the Conference Committee on House Bill No. 265, which request was granted without objection, and the President appointed Senator Lavik on said committee.

Senator Flatt moved that the Senate do now recess subject to the call of the chair, which motion was declared lost.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937. Relating to the Introduction and Printing of Bills and

Providing for an Official Seal for Each Branch of the Legislative Assembly.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

House Bill No. 110. 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.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bill

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939: Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

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

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House, Senators: Hill, Lavik and Kehoe on House Bill No. 265.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the reports of the Conference Committee on

Senate Bill No. 38,
Senate Bill No. 2,
Senate Bill No. 18,
Senate Bill No. 4,
Senate Bill No. 27,
Senate Bill No. 34.

And asks the return to the House of Senate Bills Nos. 34, 27, 4, and 38.

C. R. VERRY, Chief Clerk.

Senator Raschko moved that the Senate comply with the request of the House for the return of Senate Bills Nos. 34, 27, 4 and 38, which motion carried.

Senator Bridston requested that the Senate be on the Ninth Order of Business for the purpose of consideration of messages from the House, which request was granted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has complied with the House request and returns herewith

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

W. J. TROUT, Secretary.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 18 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 18, have had the same under consideration and recommend:

That the Senate do concur in the House Amendments.

For the Senate:

J. B. BRIDSTON
E. C. STUCKE
R. R. MORGAN

For the House:

H. R. SWANSON
RICHARD E. WOLF
H. G. SEVERSON

Senator Bridston moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 18 be considered properly re-engrossed and placed on second reading and final passage, as amended, by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Aandahl	Foss	Owings
Beaton	Ginter	Page
Bilden	Gronvold	Raschko
Blank	Guenther	Solberg
Bond	Isaak	Streibel
Brant	Lofthus	Stucke
Braun	Morgan, Walsh	Thatcher
Bridston	Nelson, Grand Fks.	Topp
Brunsdale	Nelson, McKenzie	Tweten
Drew	O'Brien	Wog
Feton	Olson, McHenry	Young
Flatt	Olson, Mountrail	

Absent and not voting:

Adam	Kamrath	Nelson, Renville
Dahl	Kehoe	Rue
Fowler	Lavik	Troxel
Greiser	Morgan, Richland	Watt
Hill	Nelson, Dickey	

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which Senate Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 2 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 2, have had the same under consideration and recommend:

That the Senate recede from its amendments.

For the Senate:

E. H. BRANT
R. M. STREIBEL
C. N. BRUNSDALE.

For the House:

E. D. CULVER
A. J. SANDNESS
L. W. BELZER.

Senator Brant moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives: Kee, Swanson and Collette, on Senate Bill No. 1.

C. R. VERRY, Chief Clerk.

Senator O'Brien announced that the Conference Committee appointed on House Bill No. 10 could not agree and moved that a new Conference Committee be appointed, which motion prevailed and the Chair appointed as such committee, Senators, Thatcher, Young and O'Brien.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has rejected the report of Conference Committee on House Bill No. 1 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Olson of Bowman, Swanson and Dalzell.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has rejected the report of Conference Committee on House Bill No. 51, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Bergesen, Lillehaugen and Arndt.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to adopt the report on Senate Bill No. 3, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Haugen, McIntyre and Bymers.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to return herewith the following Resolutions which the House has adopted:

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Senate Concurrent Resolution "R." A Concurrent Resolution Providing for a Method of Expenditure of Funds Appropriated for Old Age Assistance for the Biennium Beginning July 1, 1941, and Ending June 30, 1943.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri River to Be Non-navigable.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, Senators: Fowler, Kamrath and Troxel, on House Bill No. 152.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to adopt the Conference Committee report on House Bill No. 10 and the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate, Representatives: Fitch, Carlson and Severson.

C. R. VERRY, Chief Clerk.

The President announced that the Senate would be on the Sixth Order of Business for the purpose of reading Select Committee reports.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 193 and the bill is herewith delivered to you for final action.

C. R. VERRY, Chief Clerk.

Senator Fowler moved that the rules be suspended and House Bill No. 193 be placed on second reading and final

passage as amended by the Conference Committee report, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate and Conference Committee the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, McKenzie
Beaton	Ginter	Olson, McHenry
Bilden	Gronvold	Olson, Mountrail
Bond	Guenther	Owings
Brant	Hill	Page
Braun	Isaak	Raschko
Bridston	Kamrath	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Foss		

Absent and not voting:

Adam	Morgan, Richland	Thatcher
Blank	Nelson, Grand Fks.	Tweten
Flatt	Nelson, Renville	Watt
Greiser	O'Brien	Wog
Kehoe	Rue	Young

So the bill passed and the title was agreed to.

Senator Isaak moved that the vote by which House Bill No. 193 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway

Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Senate has amended by the Conference Committee.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 152 and the House sends House Bill No. 152 to Senate for final passage.

C. R. VERRY, Chief Clerk,
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "Z."

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

C. R. VERRY, Chief Clerk,
House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Which the House has passed as amended.

Senator Fowler moved that the Senate adopt the Conference Committee report on House Bill No. 152, which motion prevailed.

Senator Fowler moved that the rules be suspended and that House Bill No. 152 be placed on second reading and final passage as amended by the Conference Committee, which motion prevailed.

C. R. VERRY, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for

1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in conference, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Bilden	Gronvold	Olson, McHenry
Bond	Guenther	Olson, Mountrail
Brant	Hill	Owings
Braun	Isaak	Raschko
Bridston	Kamrath	Solberg
Brunsdale	Kehoe	Streibel
Dahl	Lavik	Stucke
Drew	Lofthus	Thatcher
Feton	Morgan, Walsh	Topp
Flatt	Nelson, Dickey	Troxel
Foss	Nelson, Grand Fks.	Young
Fowler		

Absent and not voting:

Adam	Morgan, Richland	Rue
Beaton	Nelson, McKenzie	Tweten
Blank	Nelson, Renville	Watt
Greiser	Page	Wog

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Isaak 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.

W. J. TROUT, Secretary.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the Senate has passed, as amended by the Conference Committee.

Senator Flatt moved that the Senate recess subject to the call of the chair, which motion prevailed and the Senate stood recessed.

W. J. TROUT, Secretary.

The Senate reconvened pursuant to recess taken, with Lieutenant Governor Hagen, presiding.

The President announced that the Senate would be on the twelfth order of business for the purpose of voting on House Bill No. 120, which committee report had been adopted and further action delayed because bill was not in the possession of the Senate.

SECOND READING OF HOUSE BILLS

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adam	Ginter	O'Brien
Beaton	Gronvold	Olson, McHenry
Bilden	Guenther	Olson, Mountrail
Blank	Hill	Owings
Bond	Isaak	Page
Brant	Kamrath	Raschko
Bridston	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, Dickey	Wog
Flatt	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Aandahl	Morgan, Richland	Thatcher
Braun	Nelson, Grand Fks.	Topp
Fowler	Rue	Watt
Greiser	Stucke	

So the bill passed and the title was agreed to.

Senator Wog moved that the vote by which House Bill No. 120 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brant moved that the rules be suspended and House Bill No. 2 be placed on second reading and final passage as amended by the Conference Committee, which motion prevailed.

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous

Expenses of the Poultry Improvement Board.
Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Brunsdale	Lavik	Streibel
Dahl	Lofthus	Troxel
Drew	Morgan, Walsh	Tweten
Feton	Nelson, McKenzie	Wog
Flatt	Nelson, Renville	Young
Foss		

Absent and not voting:

Braun	Morgan, Richland	Stucke
Bridston	Nelson, Dickey	Thatcher
Fowler	Nelson, Grand Fks.	Topp
Greiser	Rue	Watt

So the bill passed and the title was agreed to.

Senator Brant 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.

Senator Solberg requested that the Senate be on the eighth order of business, which request was granted.

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 1.

Senator Aandahl made a substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 1, which motion was declared lost.

The question being on the original motion of Senator Solberg that the Senate do concur in the House amendments to Senate Bill No. 1, the motion was declared carried.

Senator Solberg moved that the rules be suspended and that Senate Bill No. 1 be placed on second reading and final passage as amended by the House and further amended by the Senate, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as

amended, in conference and Senate, the roll was called and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Olson, Mountrail
Bilden	Hill	Owings
Blank	Isaak	Page
Bond	Kamrath	Raschko
Brant	Kehoe	Solberg
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Tweten
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young

Those voting in the negative were:

Streibel

Absent and not voting:

Braun	Greiser	Rue
Bridston	Morgan, Richland	Thatcher
Fowler	Nelson, Grand Fks.	Watt

So the bill passed and the title was agreed to.

Senator Gronvold 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.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 110 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 110, have had the same under consideration and recommend:

In Section 1, line 4, strike out the figures "\$261,252.00" and insert in lieu thereof "\$260,952.00".

In line 14 the House concurs in Senate amendments.

In line 15 the House concurs in Senate amendments.

In line 17 the House concurs in Senate amendments.

In line 25 the House concurs in Senate amendments.

In line 29 the House concurs in Senate amendments.

In line 33 the Conference Committee agrees on 8,000.00.

In line 34 the House concurs in Senate amendments.

In line 36 the Conference Committee agrees to strike out "General repairs and \$6,000.00" and insert in lieu thereof "Carpenter shop, Plumbing shop, gas, oils and auto repairs, \$4,500.00".

In line 37, strike out "\$236,152.00" and insert in lieu thereof "\$228,752.00".

In line 38 the House concurs in Senate amendments.

Lines 40, 41, 42 and 43, the House concurs in Senate amendments.

In line 45 the House concurs in Senate amendments.

In line 46 the House concurs in Senate amendments.

The conference Committee agrees to add line "46a General repairs on buildings under supervision of the Board of Administration \$1,500.00".

In line 48 the Conference Committee agrees to add to the words "Trade School" the following "maintenance and equipment \$4,500.00".

In line 63 the House concurs in Senate amendments.

In line 64 strike out the figures "\$261,252.00" and insert in lieu thereof "\$260,952.00".

For the Senate:

C. N. BRUNSDALE

C. P. DAHL

R. M. STREIBEL.

For the House:

TARGIE TRYDAHL

A. C. JOHNSON

W. M. CROCKETT

Senator Brunsdale moved that the report be adopted and committee be discharged which motion prevailed and the report was adopted.

Senator Brunsdale moved that the rules be suspended and that Senate Bill No. 110 be placed on second reading and final passage, as amended by the Conference Committee report, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 110. 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.

Having been read the second time.

The question being on the final passage of the bill, as amended by the Conference Committee, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

ROLL CALL

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Kehoe	Streibel
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young

Absent and not voting:

Braun	Morgan, Richland	Rue
Bridston	Morgan, Walsh	Thatcher
Fowler	Nelson, Grand Fks.	Watt
Greiser		

So the bill passed and the title was agreed to.

Senator Brunsdale moved that the vote by which House Bill No. 110 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 10.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to ask the Senate to at once appoint a Conference Committee on House Bill No. 51.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 205 and returns herewith the bill.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 265 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Fuglestad, Wolf of Morton and Moe.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 10 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 10, have had the same under consideration and recommend:

In Sub-section 9a after line 153 insert a new line:

153a Printing insurance Laws	\$1,000.00
Change the total line 154 to	\$30,370.00

Sub-section 9b, that the Senate recede from its amendments.

After line 445 of the engrossed bill, insert sub-section 18½ and insert line 445b Salary of State Engineer under State Water Conservation

.....	\$4,440.00
-------	------------

Senate Amendment:

445c Hydrographic Survey	\$3,500.00
Add to line 551	\$4,440.00

For the Senate:

WM. A. THATCHER
M. R. YOUNG
HARRY O'BRIEN

For the House:

K. A. FITCH
H. G. SEVERSON
HARRY CARLSON

Senator O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

Senator O'Brien moved that the rules be suspended and that House Bill No. 10 be placed on second reading and final passage, as amended by the Conference Committee Report, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in conference, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aandahl	Gronvold	Olson, McHenry
Adam	Guenther	Olson, Mountrail
Beaton	Hill	Owings
Bilden	Isaak	Page
Blank	Kamrath	Raschko
Bond	Kehoe	Solberg
Brant	Lavik	Streibel
Brunsdale	Lofthus	Stucke
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, McKenzie	Tweten
Flatt	Nelson, Renville	Wog
Foss	O'Brien	Young
Ginter		

Absent and not voting:

Braun	Greiser	Rue
Bridston	Morgan, Richland	Thatcher
Fowler	Nelson, Grand Fks.	Watt

So the bill passed and the title was agreed to.

Senator Nelson of Dickey moved that the vote by which House Bill No. 10 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House requests the return of Senate Concurrent Resolutions "V" and "W."

C. R. VERRY, Chief Clerk.

Senator Olson of Mountrail moved that the Senate do comply with the request of the House for the return of Senate Concurrent Resolutions "V" and "W," which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "V." Calling for Compila-

tion of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

Which the House has requested.

W. J. TROUT, Secretary.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 38, which motion prevailed.

Snator Dahl moved that the rules be suspended and that Senate Bill No. 38 be placed on second reading and final passage as amended by the House which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 3; absent and not voting, 13;

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Gronvold	O'Brien
Beaton	Guenther	Olson, McHenry
Bilden	Hill	Olson, Mountrail
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brunsdale	Lavik	Stucke
Dahl	Lofthus	Topp
Drew	Morgan, Walsh	Troxel
Feton	Nelson, Dickey	Wog
Foss	Nelson, McKenzie	Young

Those voting in the negative were:

Owings	Streibel	Tweten
--------	----------	--------

Absent and not voting:

Brant	Greiser	Page
Braun	Kehoe	Rue
Bridston	Morgan, Richland	Thatcher
Flatt	Nelson, Grand Fks.	Watt
Fowler		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 38 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,

Bismarck, March 7, 1941.

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

House Concurrent Resolution "Z-3". Providing for Em-

ployment of Necessary Help Following Adjournment of the Legislative Session.

House Concurrent Resolution "Z-4". A Resolution Providing for a Compilation Showing Action Taken on All House Bills.

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

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

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 109 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 109, have had the same under consideration and recommend:

In line 6, strike out the figure "\$330,190.00" and insert in lieu thereof the figures "\$321,090.00."

The Senate recedes this amendment on line 15, leaving the figure \$82,767.00.

The House concurs in Senate amendment on line 29, leaving the figure of \$63,000.00.

Conference committee submits the further amendment on line 36, strike out the figure \$16,000.00 and insert in lieu thereof \$15,000.00.

On line 38 change the total maintenance figure to \$315,220.00.

On line 54 change figures to \$340,970.00.

On line 64 change figures to \$354,090.00.

On line 67 change figures to \$412,090.00.

For the Senate:

C. W. BRUNSDALE
R. M. STREIBEL
C. P. DAHL

For the House:

TARGIE TRYDAHL
W. M. CROCKETT
A. C. JOHNSON

Senator Brunsdale moved that the report be adopted and Committee discharged which motion prevailed and the report was adopted.

Senator Brunsdale moved that the rules be suspended and that House Bill No. 109 be placed on second reading and final passage as amended by the Committee Report, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Brant	Lavik	Stucke
Brunsdale	Lofthus	Topp
Dahl	Nelson, Dickey	Troxel
Drew	Nelson, McKenzie	Tweten
Feton	Nelson, Renville	Wog
Flatt	O'Brien	Young
Foss		

Absent and not voting:

Braun	Kehoe	Raschko
Bridston	Morgan, Richland	Rue
Fowler	Morgan, Walsh	Thatcher
Greiser	Nelson, Grand Fks.	Watt

So the bill passed and the title was agreed to.

Senator Brunsdale moved that the vote by which House Bill No. 109 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bills Nos. 10, 110, 109, and has passed the same.

W. J. TROUT, Secretary.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 265 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 265, have had the same under consideration and recommend:

Strike out Section 7 of House Bill No. 265 as amended and engrossed by the Senate, and insert in lieu thereof:

Section 7. Fifty per cent of all money collected hereunder for licenses on amusement devices as defined herein shall be remitted to the State Treasurer and shall be credited to the General Fund of the State and the remaining fifty per cent of such money so collected shall also be paid into the State Treasurer and shall there be and constitute a separate trust fund to be used and disbursed solely for the purpose of paying old age assistance payments as now provided by law.

For the Senate:

A. N. LAVIK
J. J. KEHOE
ED. A. HILL.

For the House:

PETER MOE
BEN J. WOLF
BJORN FUGLESTAD.

Senator Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hill moved to amend the conference committee report on House Bill No. 265, second line of amendment, after

the word Senate, and insert in lieu thereof", which motion prevailed.

Senator Hill moved that the rules be suspended and that House Bill No. 265 be placed on second reading and final passage as amended by the Committee Report, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference, the roll was called and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Ginter	Nelson, Renville
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Raschko
Bond	Kamrath	Solberg
Brant	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Wog
Fowler		

Those voting in the negative were:

Olson, Mountrail		
Absent and not voting:		
Braun	Kehoe	Watt
Feton	O'Brien	Young
Greiser	Rue	

So the bill passed and the title was agreed to.

Senator Brant 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.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 10.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the

following bills which the House has passed as amended by conference committee:

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

C. R. VERRY, Chief Clerk.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

Was read the first time.

Senator Flatt moved that further consideration of House Concurrent Resolution "Z-5" be indefinitely postponed, which motion was carried.

House Concurrent Resolution "Z-3". Providing for Employment of Necessary Help Following Adjournment of the Legislative Session.

Was read the first time.

House Concurrent Resolution "Z-4". A Resolution Providing for a Compilation Showing Action Taken on All House Bills.

Was read the first time.

Senator Flatt moved that the rules be suspended and that the roll be called on House Concurrent Resolution "Z-3" and "Z-4" at the same time, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "Z-4". A Resolution Providing for a Compilation Showing Action Taken on All House Bills.

House Concurrent Resolution "Z-3". Providing for Employment of Necessary Help Following Adjournment of the Legislative Session.

Were read the second time.

The question being on the final passage of H.C.R. "Z-4" and H.C.R. "Z-3", the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

ROLL CALL

Those voting in the affirmative were:

Aandahl	Ginter	Olson, McHenry
Adam	Gronvold	Olson, Mountrail
Beaton	Guenther	Owings
Bilden	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Bridston	Lavik	Streibel
Brunsdale	Lofthus	Stucke

Dahl	Morgan, Richland	Thatcher
Drew	Morgan, Walsh	Topp
Feton	Nelson, Dickey	Troxel
Flatt	Nelson, Grand Fks.	Tweten
Foss	Nelson, McKenzie	Wog
Fowler	Nelson, Renville	Young

Absent and not voting:

Blank	Kehoe	Rue
Braun	O'Brien	Watt
Greiser		

So the bill passed and the title was agreed to.

Senator Flatt moved that the vote by which H.C.R. "Z-3" and H.C.R. "Z-4" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to return herewith the following bills which the House has indefinitely postponed.

Senate Concurrent Resolution "T." A Concurrent Resolution Relative to Quadruplets Born to Mr. and Mrs. Nick Brown of Cass County, North Dakota.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to return herewith the following resolution which the House has passed unchanged:

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 111 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 111, have had the same under consideration and recommend:

That the House accepts all the Senate amendments.

For the Senate:

C. N. BRUNSDALE
R. M. STREIBEL
C. P. DAHL.

For the House:

TARGIE TRYDAHL
W. M. CROCKETT
A. C. JOHNSON.

Senator Brunsdale moved that the report be adopted and the committee discharged which motion prevailed and the report was adopted.

Senator Brunsdale moved that the rules be suspended and that House Bill No. 111 be placed on second reading and final passage, which motion prevailed.

Senator Troxel moved that the Senate do now recess for fifteen minutes which motion prevailed and the Senate stood recessed.

The Senate reconvened at the expiration of the fifteen minute recess.

Senator Flatt moved that a committee of three be appointed to act with a like committee from the House on Employment, which motion carried, and the President announced that he would appoint as such committee: Senators Flatt, Olson of Mountrail and Raschko.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z-3". Providing for Employment of Necessary Help Following Adjournment of the Legislative Session.

House Concurrent Resolution "Z-4". A Resolution Providing for a Compilation Showing Action Taken on All House Bills.

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a committee of three to act with a like committee from the House on the matter of Employment: Senators Flatt, Olson of Mountrail and Raschko.

W. J. TROUT, Secretary.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 34 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 34, have had the same under consideration and recommend:

Correct line 13 to read line 14 of the engrossed bill and strike out the House amendment \$9,600.00 to read \$9,000.00.

Correct line 20 to read line 21 of the engrossed bill and strike out the House amendment \$9,600.00 to read \$9,000.00. In line 33 strike out the House amendment \$132,200.00 and insert in lieu thereof \$133,400.00.

For the Senate:

R. R. MORGAN
WM. A. THATCHER
WM. WATT (by Fowler)

For the House:

VERNON M. JOHNSON
JOHN McINTYRE
H. E. SEVERSON.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 34 be placed on second reading and final passage, as amended in conference, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 34. 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.

Having been read the second 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, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Greiser	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Tweten
Flatt	Nelson, McKenzie	Wog
Foss	Nelson, Renville	Young
Fowler		

Absent and not voting:

Kehoe	Rue	Watt
-------	-----	------

So the bill passed and the title was agreed to.

Senator Morgan of Walsh moved that the vote by which Senate Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 27 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 27, have had the same under consideration and recommend:

The House amendments made in line 3 be stricken out.

The House amendments in line 9 be stricken out and that the Senate accept the House amendments in line 10 and 10a, and strike out the House amendments in line 26.

For the Senate:

R. R. MORGAN
WM. A. THATCHER
WM. WATT (by Fowler).

For the House:

VERNON M. JOHNSON
JOHN McINTYRE
H. G. SEVERSON.

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 27 be placed on second reading and final passage as amended by the Conference Committee, which motion prevailed.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Olson, Mountrail
Bilden	Guenther	Owings
Blank	Hill	Page
Bond	Isaak	Raschko
Brant	Kamrath	Solberg
Braun	Lavik	Streibel
Bridston	Lofthus	Stucke
Brunsdale	Morgan, Richland	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Nelson, Dickey	Troxel
Feton	Nelson, Grand Fks.	Wog
Flatt	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Greiser	Rue	Watt
Kehoe	Tweten	

So the bill passed and the title was agreed to.

Senator Morgan of Walsh moved that the vote by which Senate Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

And the President signed the same in the presence of the Senate.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 4 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 4, have had the same under consideration and recommend:

In line 3 change the House amendment from \$35,650.00 to \$34,650.00 and that the Senate accept the House amendments in lines 19, 25, 28, 30, down to line 38a and in line 38a the figures \$1,500.00 be stricken out and the figures \$500.00 be inserted. The Senate accepts the House amendments in line 38b. In line 39 change the total to read \$17,950.00. In line 40 change the grand total to read \$34,650.00.

For the Senate:

R. R. MORGAN

WM. A. THATCHER

WM. WATT (by Fowler)

For the House:

VERNON M. JOHNSON

JOHN McINTYRE

H. G. SEVERSON

Senator Morgan of Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 4 be placed on second reading and final passage, as amended in Conference, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Fowler	O'Brien
Adam	Ginter	Olson, McHenry
Beaton	Gronvold	Owings
Bilden	Guenther	Page
Blank	Hill	Solberg
Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Lavik	Thatcher
Bridston	Lofthus	Topp
Brunsdale	Morgan, Richland	Troxel
Dahl	Morgan, Walsh	Tweten
Drew	Nelson, Dickey	Wog
Feton	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Flatt	Nelson, Grand Fks.	Rue
Greiser	Olson, Mountrail	Watt
Kehoe	Raschko	

So the bill passed and the title was agreed to.

Senator Morgan of Walsh 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.

Senator Young requested that the Senate be on the Eighth Order of Business, which request was granted.

Senator Young: Mr. President, The constitution provides that at the beginning and end of each session the Senate appoint a President Pro Tem.

Mr. President, I am therefore placing in nomination the name of Senator Fowler of Cass. I believe he has performed a worthwhile service during this session and many sessions in the past. I have often wondered how we would get along without him helping both the minority and the majority. I don't know of anyone more suitable for the job or any one more entitled to it.

I move the nomination of Senator Fowler of Cass as President Pro Tem.

Seconded by Senator Gronvold and Senator Stucke.

ROLL CALL

The question being on the nomination of Senator Fowler as President Pro Tem the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Ginter	O'Brien
Adam	Gronvold	Olson, McHenry
Beaton	Guenther	Owings
Bilden	Hill	Page
Blank	Isaak	Solberg
Bond	Kamrath	Streibel
Brant	Lavik	Stucke
Braun	Lofthus	Thatcher
Bridston	Morgan, Walsh	Topp
Brunsdale	Morgan, Richland	Troxel
Dahl	Nelson, Dickey	Tweten
Drew	Nelson, Grand Fks.	Wog
Feton	Nelson, McKenzie	Young
Foss	Nelson, Renville	

Absent and not voting:

Flatt	Kehoe	Rue
Fowler	Olson, Mountrail	Watt
Greiser	Raschko	

So Senator Fowler was declared elected President Pro Tem.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

Which the Senate has amended by Conference Committee.
W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 265 and sends the bill herewith for final passage by the Senate.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference committee on Senate Bill No. 3, and have passed the bill.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Benno, Dalzell and Crockett to handle the matter of employment.

C. R. VERRY, Chief Clerk.

Senator Morgan of Walsh moved that the rules be suspended and that Senate Bill No. 3 be placed on second reading and final passage as amended in committee, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in conference, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adam	Ginter	Nelson, Renville
Beaton	Gronvold	O'Brien
Blank	Guenther	Olson, McHenry
Bond	Hill	Owings
Brant	Isaak	Solberg
Braun	Kamrath	Streibel
Bridston	Lavik	Stucke
Brunsdale	Lofthus	Thatcher
Dahl	Morgan, Walsh	Topp
Drew	Morgan, Richland	Troxel
Feton	Nelson, Dickey	Tweten
Foss	Nelson, Grand Fks.	Wog
Fowler	Nelson, McKenzie	Young

Absent and not voting:

Aandahl	Kehoe	Raschko
Bilden	Olson, Mountrail	Rue
Flatt	Page	Watt
Greiser		

So the bill passed and the title was agreed to.

Senator Gronvold moved that the vote by which Senate Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to inform you that the following bills:

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

House Concurrent Resolution "Z-2". A Resolution Commending Members of the Original North Dakota Capitol Commission on Their Services.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

House Bill No. 110. 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.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County

Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High

School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year

1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 28 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 28, have had the same under consideration and recommend:

That the House recedes from its amendment.

For the Senate:	For the House:
HJALMAR NELSON	K. A. FITCH
GUST WOG	JOHN McINTYRE
WM. WATT.	HARRY CARLSON.

Senator Nelson of McKenzie moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 206, which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 206 be placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Having been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aandahl	Foss	Olson, McHenry
Adam	Fowler	Owings
Beaton	Ginter	Page
Bilden	Gronvold	Raschko
Blank	Hill	Solberg

Bond	Isaak	Streibel
Brant	Kamrath	Stucke
Braun	Lofthus	Thatcher
Bridston	Morgan, Walsh	Topp
Brunsdale	Nelson, Dickey	Troxel
Dahl	Nelson, Grand Fks.	Tweten
Drew	Nelson, McKenzie	Wog
Feton	Nelson, Renville	Young
Flatt	O'Brien	

Absent and not voting:

Greiser	Lavik	Rue
Guenther	Morgan, Richland	Watt
Kehoe	Olson, Mountrail	

So the bill passed and the title was agreed to.

Senator Brant moved that the vote by which Senate Bill No. 206 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Stucke moved that the Senate do concur in the House amendments to Senate Bill No. 201, which motion prevailed.

Senator Stucke moved that the Senate do concur in the House amendments to Senate Bill No. 202, which motion prevailed.

Senator Raschko moved that the House be requested to return House Concurrent Resolution "Z-5," which motion prevailed.

Senator Raschko moved that the Senate reconsider the action by which House Concurrent "Z-5" was indefinitely postponed, which motion prevailed.

W. J. TROUT, Secretary.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Concurrent Resolution "Z-5."

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

Was read the second time.

ROLL CALL

The question being on the final passage of H.C.R. "Z-5," as amended, the roll was called and there were ayes, 30; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Aandahl	Fowler	Nelson, Renville
Adam	Gronvold	Olson, McHenry
Beaton	Hill	Olson, Mountrail
Bilden	Isaak	Owings
Brant	Kamrath	Page
Braun	Kehoe	Raschko
Bridston	Morgan, Walsh	Thatcher

Brunsdale	Morgan, Richland	Troxel
Peton	Nelson, Dickey	Tweten
Flatt	Nelson, Grand Fks.	Young

Absent and not voting:

Blank	Guenther	Solberg
Bond	Lavik	Streibel
Dahl	Lofthus	Stucke
Drew	Nelson, McKenzie	Topp
Foss	O'Brien	Watt
Ginter	Rue	Wog
Greiser		

So the bill passed and the title was agreed to.

Senator Nelson of Grand Forks moved that the Senate be on the eighth order of business.

Senator Nelson of Grand Forks announced that Senator Gronvold did not intend to return to the Senate and would like to make a few remarks.

Senator Gronvold: I am not a speech-maker, and now I can't even talk. I have such a big lump in my throat.

This is the eleventh legislative session I am attending as a Senator, and before that I served two terms in the House. I never pretended to be a statesman, but I always tried to be a man. I have tried to do what was right, and that which would benefit my state. As I look back I am proud of the many fine men I have served with. Only North Dakota has men like that. We are free men. We talk things over, and that is as it should be in a free country.

I have never served with any man in the legislature that I couldn't call my friend. I know you are my friends. You have shown it in so many ways. Thank you, and God Bless you!

Senator Flatt moved that the remarks of Senator Gronvold be printed in the journal, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that:

Senate Concurrent Resolution No. 2,

Senate Concurrent Resolution "L."

Were delivered to the Secretary of State for his approval at the hour of 11:42 A. M., March 7, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that

Senate Bill No. 5,
 Senate Bill No. 36,
 Senate Bill No. 67,
 Senate Bill No. 79
 Senate Bill No. 83,
 Senate Bill No. 102,
 Senate Bill No. 109,
 Senate Bill No. 114,
 Senate Bill No. 116,
 Senate Bill No. 126,
 Senate Bill No. 127,
 Senate Bill No. 174,

Senate Bill No. 179,
Senate Bill No. 208.

Were delivered to the Governor for his approval at the hour of 11:45 A. M., March 7, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 189,
Senate Bill No. 164.

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 31,
Senate Bill No. 118,
Senate Bill No. 145,
Senate Bill No. 151,
Senate Bill No. 159,
Senate Bill No. 161,
Senate Bill No. 184,
Senate Bill No. 188,
Senate Bill No. 192,
Senate Bill No. 193,
Senate Bill No. 195.

And find the same correctly Enrolled and Engrossed.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

Which the Senate has passed.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 2. A Bill for an Act Making an Appropria-

tion for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and grossment respectfully report that Senate Bill No. 165 was delivered to the Governor for his approval at the hour of 1:30 o'clock P. M., March 7th, 1941.

WALTER R. BOND, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "V,"

Senate Concurrent Resolution "W."

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1,
Senate Bill No. 3,
Senate Bill No. 4,
Senate Bill No. 27,
Senate Bill No. 28,
Senate Bill No. 34,

Senate Bill No. 201,
Senate Bill No. 202,
Senate Bill No. 206.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 38,
Senate Bill No. 108,
Senate Bill No. 183,
Senate Bill No. 130,
Senate Bill No. 123,
Senate Bill No. 205,
Senate Bill No. 119,
Senate Bill No. 117,
Senate Bill No. 6,
Senate Bill No. 162,
Senate Bill No. 203,
Senate Bill No. 82,
Senate Bill No. 18,
Senate Bill No. 78,
Senate Bill No. 2.

And find the same correctly enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "Y,"
Senate Concurrent Resolution "S,"
Senate Concurrent Resolution "R,"
Senate Concurrent Resolution "P,"
Senate Concurrent Resolution "O,"
Senate Resolution "Z."

And find the same correctly Enrolled.

WALTER R. BOND, Chairman.

Senator Bond moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution

of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "Z-2". A Resolution Commending Members of the Original North Dakota Capitol Commission on Their Services.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 110. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose Whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School

System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veterans' Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veterans' Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County,

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection

"G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

And the President signed the same in the presence of the Senate.

Senator Gronvold inquired if there was any further business to come before the Senate and was informed by the President that only the signing of a few bills remained.

Senator Gronvold moved that after all business is transacted, the Senate stand adjourned sine die, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 186. A Bill for an Act Removing Statutory Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri River to Be Non-navigable.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "Z." Authorizing Payment for Legal Services Out of Any Funds Appropriated to the Relief and Debt Survey Commission.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "Y". A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to Maintain a Military Post at Fort Lincoln.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomar-

garine; and Providing a Penalty; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter

121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for the Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 108. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butter Fat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator, Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and

Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection

Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was, about to sign:

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by

Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209, Session Laws of 1939, and Acts Amendatory Thereto.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 110. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the

State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937

as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veteran's Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veteran's Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Reg-

istration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Mis-

cellaneous Expenses for the State Laboratories Department.
And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-Seventh Legislative Assembly.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "Z-2". A Resolution Commending Members of the Original North Dakota Capitol Commission on Their Services.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Sec-

tion 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 6. 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 Coal Mine Safety Work.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice

by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 35. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and

Providing Penalties for Violations of the Provisions of Said Act.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session

Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 110. 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 the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "O". A Concurrent Resolution Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

And the President signed the same in the presence of the Senate.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

Bismarck, March 7, 1941.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved:
Senate Bill No. 25. A Bill for an Act Making an Appropria-

tion for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases, Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

And the same have been filed with the Secretary of State.

Sincerely,

JOHN MOSES, Governor.

MESSAGE FROM THE HOUSE

House of Representatives,

Bismarck, March 7, 1941.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

C. R. VERRY, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

Which the Senate has adopted.

W. J. TROUT, Secretary.
Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 306. A Bill for an Act to Amend and Re-enact Sub-section (1) of Section 2, Sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-Laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for the Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

House Bill No. 148. A Bill for an Act Making an Approp-

riation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjustment of Delinquent Taxes for 1939 and Prior Years, Author-

izing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution of Potatoes in Closed Containers. Repeal.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

House Concurrent Resolution "O". A Concurrent Resolution Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to maintain a military post at Fort Lincoln.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

House Bill No. 108. 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.

House Bill No. 194. A Bill for an Act to Amend and Re-

enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to Be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of This Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

House Concurrent Resolution "Y". A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

House Bill No. 15. A Bill for an Act Making an Appropriation for Administration and Expenses for the Liquor Control Act.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

House Bill No. 265. A Bill for an Act to License Certain Types of Coin-Operated Amusement Devices and Providing for the Division and Distribution of the Revenue Derived Therefrom.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of the State of North Dakota for the Year 1927 as Amended by

Chapter 190 of the Session Laws for the Year 1931, and as Amended by Chapter 163 of the Session Laws for the Year 1933, and as Amended by Chapter 185 of the Session Laws for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles That May Be Driven or Moved Upon the Highways of the State of North Dakota; Providing Exemptions; Fixing Fees for the Registration and Licensing of Motor Vehicles Referred to; Prescribing Penalties for Violation; and Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belong-

ing to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 11105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream

Stations and Other Places of Business Purchasing Such Products From the Public.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

House Bill No. 19. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency, the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Leases; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the

Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

House Concurrent Resolution "Z-2". A Resolution Commending Members of the Original North Dakota Capitol Commission on Their Services.

Which the President has signed.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

Mr. President: I have the honor to send herewith House Concurrent Resolution "Z-5" which the Senate has requested.

C. R. VERRY, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to inform you that the Senate has receded from its amendments on House Bill No. 2.

W. J. TROUT, Secretary.

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium. Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Sub-division 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended

and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty; and Declaring an Emergency.

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon

a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act

to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri River to Be Non-navigable.

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Senate Bill No. 186. A Bill for an Act Removing Statutory Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and

Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232,

Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Senate Bill No. 6. 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 Coal Mine Safety Work.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as

Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Senate Concurrent Resolution "Z." Authorizing Payment for Legal Services Out of Any Funds Appropriated to the Relief and Debt Survey Commission.

Which the President signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber,
Bismarck, March 7, 1941.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership.

House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, and to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and

Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Declaring an Emergency.

House Bill No. 46. A Bill for an Act Requiring all Counties, Townships, School Districts, Cities, Villages, Park Districts, and All Other Municipal or Quasi-Municipal Corporations Within the State, Which Are Now or May Hereafter Be Authorized to Issue and Sell Bonds for Any Purpose whatsoever to Offer Such Bonds for Sale to the State and to All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds Before Advertising Said Bonds for Sale or Selling Such Bonds; and Requiring the Sale of Such Bonds to the State or to a State Agency or Department Unless They Can Be Sold Elsewhere at a Lower Rate of Interest, Providing a Penalty for Non-Compliance Herewith.

House Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000.00 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for in Chapter 209. Session Laws of 1939, and Acts Amendatory Thereto.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939.

House Bill No. 110. 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.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the 1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide a Minimum Knock Rating for Tractor Fuel; and Declaring an Emergency.

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3178 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain; Repeal; Declaring an Emergency; and Providing a Penalty.

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veteran's Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veteran's Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Which the President has signed.

W. J. TROUT, Secretary.

MESSAGES TO THE SENATE

House of Representatives.

Bismarck, March 7, 1941.

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

Senate Bill No. 186. A Bill for an Act Removing Statutory Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a Preferred Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Senate Bill No. 108. A Bill for an Act to Prescribe Uniform Rules of Practice for Administrative Agencies; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Senate Bill No. 38. A Bill for an Act Making an Appropriation out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Provid-

ing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes; Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petition for Conveyance of Real Estate Sold on Contract, and Contents of Petition and Decree.

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17, of Chapter 232, Laws of North Dakota for 1937, as amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Senate Bill No. 6. 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 Coal Mine Safety Work.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes

Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act.

Senate Bill No. 82. A Bill for an Act Authorizing Municipalities to Make Agreements for the Adjustment and Composition of Their Indebtedness; Authorizing State Officers and Boards Controlling Funds Invested in Municipal Securities, to Enter Into Debt Adjustment and Composition Agreements; Authorizing Municipalities to Institute Proceedings to Secure Debt Compositions Pursuant to Sections 78, 79, 80, 81, 82 and 83 of the Act of Congress of July 1, 1898, as Amended by Act Approved May 24, 1934, and Acts Amendatory Thereof and Supplementary Thereto; Authorizing the Issuance of Bonds for the Funding and Refunding of Municipal Debts; and Declaring an Emergency.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty; and Declaring an Emergency.

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable

the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Repeal, and Declaring an Emergency.

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Sub-division 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.
House of Representatives,
Bismarck, March 7, 1941.

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

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties.

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri to Be Non-navigable.

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

Senate Concurrent Resolution "V." Calling for Compilation of Post-session Help for Proofreading and Mailing Out Last Journals of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods

for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax, and Declaring an Emergency.

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of

1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Senate Bill No. 189. A Bill for an Act Making an Appropriation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Which the Speaker has signed.

C. R. VERRY, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 28,
Senate Bill No. 201,
Senate Bill No. 34,
Senate Bill No. 3,
Senate Bill No. 202,

Senate Bill No. 26,
Senate Bill No. 21,
Senate Bill No. 37,
Senate Bill No. 55,
Senate Bill No. 111,
Senate Bill No. 204,
Senate Bill No. 32,
Senate Bill No. 164,
Senate Bill No. 172,
Senate Bill No. 167,
Senate Bill No. 212,
Senate Bill No. 182,
Senate Bill No. 177,
Senate Bill No. 175,
Senate Bill No. 184,
Senate Bill No. 188,
Senate Bill No. 192,
Senate Bill No. 193,
Senate Bill No. 143,
Senate Bill No. 140,
Senate Bill No. 93,
Senate Bill No. 18,
Senate Bill No. 162,
Senate Bill No. 203,
Senate Bill No. 82,
Senate Bill No. 78,
Senate Bill No. 2,
Senate Bill No. 195,
Senate Bill No. 24,
Senate Bill No. 33,
Senate Bill No. 35,
Senate Bill No. 186,
Senate Bill No. 119,
Senate Bill No. 130,
Senate Bill No. 183,
Senate Bill No. 108,
Senate Bill No. 38,
Senate Bill No. 205,
Senate Bill No. 123,
Senate Bill No. 117,
Senate Bill No. 6,
Senate Bill No. 43,
Senate Bill No. 40,
Senate Bill No. 30,
Senate Bill No. 1,
Senate Bill No. 27,
Senate Bill No. 161,
Senate Bill No. 31,
Senate Bill No. 118,
Senate Bill No. 189,
Senate Bill No. 145,
Senate Bill No. 151,
Senate Bill No. 159,
Senate Bill No. 206,
Senate Bill No. 4,
Senate Bill No. 90,
Senate Bill No. 155,
Senate Bill No. 91,
Senate Bill No. 152,

Senate Bill No. 149,
Senate Bill No. 129,
Senate Bill No. 29,
Senate Bill No. 166.

Were delivered to the Governor for his approval at the hour of 4:30 o'clock P. M., March 7, 1941.

WALTER R. BOND, Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that the following resolutions:

Senate Concurrent Resolution "W,"
Senate Concurrent Resolution "V,"
Senate Concurrent Resolution "Y,"
Senate Concurrent Resolution "G,"
Senate Concurrent Resolution "S,"
Senate Concurrent Resolution "P,"
Senate Concurrent Resolution "O,"
Senate Resolution "Z."

Were delivered to the Secretary of State for his approval at the hour of 4:30 o'clock P. M., March 7, 1941.

WALTER R. BOND, Chairman.

A committee from the House consisting of Representatives Aker, Beede and Swanson notified the Senate that the House had completed its business and was about to adjourn sine die.

Senator Fowler moved that the President appoint a committee of three to notify the House that the Senate had completed its work and was about to adjourn sine die, which motion prevailed.

And the President appointed as such committee: Senators Fowler, Flatt and Bilden.

Senator Morgan of Walsh moved that the President appoint a committee of three to notify the Governor that the Senate had completed its business and was about to adjourn sine die, which motion prevailed.

And the President appointed as such committee: Senators: Morgan of Walsh, Thatcher and Nelson of Renville.

The Committee appointed to notify the House that the Senate had completed its business and was about to adjourn sine die, reported that they had so notified the House and requested that they be discharged, which request was granted.

The Committee appointed to notify the Governor that the Senate had completed its business and was about to adjourn sine die, reported that they had so notified the Governor and requested that they be discharged, which request was granted.

And the Senate stood adjourned sine die pursuant to motion of Senator Gronvold.

W. J. TROUT, Secretary.

INDEX

MISCELLANEOUS

- Errata Sheet at front of Journal.
Election, President Pro Tem, 8.
Certification of J. J. Kehoe, 26.
Authorization of Appropriations Committee Room, 32.
Executive Session in re appointment to Board of Higher Education, 43.
Committee substitution, 43.
Election, Mrs. Mary B. Devine as Governor's messenger, 62.
Address by T. H. H. Thoresen, 83.
Joint Session for message from Governor, 100.
Address by Former Senator Ole Ettestad, 111.
Joint Hearing on Anti-Corporation Farming Act, 160.
Appeal from Decision of Chair, 208.
Lincoln's Gettysburg Address, by Dixie Dale, 305.
Appreciation to Dixie Dale, 310.
Call of the Senate, 287, 568, 572, 704, 829.
Joint Memorial Session for the late Representative Rieker, 392.
Interview by Standing Rock Investigation Committee with Supt. Lippert, 703.
Election, Senator Young on Governmental Survey Commission, 921.
Appointment, Senators Kehoe and Streibel on Interim Legislative Commission on Code Revision, 922.
Motion Adjourn Sine Die, 996.
Adjourn Sine Die, 1058.

SELECT COMMITTEES

- On Committees, 6.
 - On Committee Rooms, 6.
 - Revision and Correction of the Journal, 6.
 - Joint Session, 7.
 - Employment, 7.
 - Stationery and Supplies, 7.
 - Telephones, 9.
 - Resolutions for the late Senators Leum and Lemke, 9.
 - Rules, 10.
 - Mileage and Per Diem, 10.
 - Printing, 11.
 - Introduction of Bills, 30.
 - Photographs, 36.
 - Joint Code Revision Commission, 62.
 - Investigate Conditions on Standing Rock Indian Reservation, 153.
 - Joint Memorial Program Committee, 274.
 - Joint Memorial Committee for Rep. Rieker, 352.
-

Reports of Select Committees

- Rules, 13.
- Committee Rooms, 14.
- Mileage and Per Diem, 17.
- Committees, 23.
- Printing, 27, 38, (Amended, 31).
- Photographs, 45.
- Standing Rock Investigation, 220.
- Refunding State's Indebtedness, 225.

Messages to the House

Page 12, 41, 47, 51, 65, 84, 87, 91, 94, 100, 104, 130, 143, 154, 170, 171, 173, 195, 196, 214, 239, 248, 275, 297, 311, 320, 324, 332, 345, 357, 366, 378, 390, 393, 416, 436, 455, 478, 503, 509, 510, 540, 549, 582, 584, 589, 596, 600, 609, 613, 629, 639, 648, 652, 659, 673, 692, 695, 701, 705, 711, 713, 734, 739, 746, 763, 773, 798, 810, 824, 826, 837, 838, 841, 853, 857, 864, 870, 881, 883, 889, 893, 897, 899, 907, 909, 914, 915, 919, 921, 924, 925, 926, 927, 947, 949, 950, 956, 959, 960, 962, 968, 971, 972, 974, 975, 979, 985, 987, 1029, 1036.

Messages from the House

Page 15, 55, 66, 84, 87, 103, 107, 118, 144, 157, 161, 174, 186, 200, 216, 251, 268, 284, 303, 306, 315, 321, 339, 345, 361, 388, 393, 399, 421, 447, 481, 513, 535, 551, 558, 580, 584, 613, 617, 642, 647, 667, 683, 692, 695, 711, 733, 742, 764, 834, 840, 843, 851, 855, 866, 878, 879, 882, 884, 885, 887, 897, 899, 902, 908, 911, 920, 923, 925, 927, 928, 934, 935, 943, 949, 953, 954, 956, 958, 959, 961, 967, 968, 969, 972, 974, 980, 981, 987, 1028, 1036, 1048.

Roll Calls Other Than Second Reading

Roll call on amending Senate Bill No. 40, 49.
 Roll call for clincher motion on Senate Bill No. 41, 64.
 Roll call on adjournment, 71.
 Roll call on amending Senate Bill No. 44, 81.
 Roll call on indefinite postponement of Senate Bill No. 50, 98.
 Roll call on amending Senate Bill No. 50, 168.
 Roll call on sustaining the Chair, 212.
 Roll call on reconsidering Senate Concurrent Resolution No. 4, 133.
 Roll call on minority report Senate Concurrent Resolution No. 4, 287, 288.
 Roll call on Call of the Senate, 287.
 Roll call on amending report on Senate Bill No. 199, 442.
 Roll call on minority report Senate Bill No. 112, 445.
 Roll call on report of committee on Senate Bill No. 181, 463.
 Roll call on report of committee on Senate Bill No. 95, 481.
 Amending Senate Bill No. 167, 510.
 Roll call on amending Senate Bill No. 84, 572.
 Roll call on motion to indefinitely postpone House Bill No. 90, 859.
 Roll call on election of President Pro Tem, 979.

COMMUNICATIONS

Governor Moses in re appointment to Board of Higher Education, 33.

Governor Moses in re comic opera, 64.

Attorney General Strutz in re Senate Bill No. 41 of 1939, 141.

Senator Burke of Montana, 334.

Hon. Chas. R. Robertson, 358.

Senator Langer, 381.

M. H. McIntyre, 381.

Governor Moses in re House Bill No. 145, 538.

Council of National Defense, 641.

John Cowles, 660.

RECORD OF BILLS AND RESOLUTIONS IN THE SENATE

Senate Bill No. 1—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Introduction, first reading and reference, 18.

Reported back, 469.

Second reading, 519.

Final passage, 964.

Other action, 475, 503, 519, 925, 943, 951, 964.

To House, 543.

Message from House, 958.

Returned to Senate, 912.

Signed by President, 1018.

Enrolled, 988.

Sent to Governor, 1057.

Conference Committee, 915, 950.

Conference Committee report, 949.

Senate Bill No. 2—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 2. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board, for its Operation and Maintenance Expense and for Indemnifying Owners of Animals, to the Glanders and Dourine Fund, to the Bovine Tuberculosis Fund and to the Bangs Disease Fund.

Introduction, first reading and reference, 18.

Reported back, 59.

Second reading, 67.

Final passage, 948.

Other action, 948.

To House, 85.

Returned to Senate, 672.

Message from House, 956.

Signed by President, 1010.

Enrolled, 989.

Sent to Governor, 1057.

Senate Bill No. 3—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes and Magpies; and Declaring an Emergency.

Introduction, first reading and reference, 18.

Reported back, 383.

Second reading, 404.

Final passage, 945, 980.
 Other action, 396, 889, 921, 980.
 Message from House, 958, 980.
 To House, 436.
 Returned to Senate, 878.
 Signed by President, 1018.
 Enrolled, 988.
 Sent to Governor, 1056.
 Conference Committee, 889.
 Conference Committee report, 943.

Senate Bill No. 4—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to the State Historical Society, for Salary and General Expenses and Maintenance of State Parks.

Introduction, first reading and reference, 18.
 Reported back, 386.
 Second reading, 406.
 Final passage, 945, 978.
 Other action, 386, 889, 921, 956.
 To House, 436.
 Returned to Senate, 878, 961.
 Message from House, 956.
 Message to House, 956.
 Signed by President, 1018.
 Enrolled, 988.
 Sent to Governor, 1057.
 Conference Committee, 889.
 Conference Committee report, 942, 978.

Senate Bill No. 5—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 5. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Introduction, first reading and reference, 18.
 Reported back, 337.
 Second reading, 365.
 Other action, 359.
 To House, 395.
 Returned to Senate, 696.
 Enrolled, 722.
 Signed by President, 797.
 Sent to Governor, 986.

Senate Bill No. 6—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 6. 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 Coal Mine Safety Work.

Introduction, first reading and reference, 18.
 Reported back, 119.
 Second reading, 134.
 Final passage, 951.
 Amendments, 701.
 Other action, 130, 951.

To House, 155.
 Returned to Senate, 697, 949.
 Enrolled, 989.
 Signed by President, 1020.
 Sent to Governor, 1057.

Senate Bill No. 7—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 7. 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, first reading and reference, 19.
 Reported back, 59.
 Second reading, 68.
 To House, 85.
 Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 661.
 Signed by Governor, 851.

Senate Bill No. 8—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading and reference, 19.
 Reported back, 59.
 Second reading, 68.
 To House, 85.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 661.
 Signed by Governor, 851.

Senate Bill No. 9—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 9. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading and reference, 19.
 Reported back, 59.
 Second reading, 69.
 To House, 85.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 662.
 Signed by Governor, 851.

Senate Bill No. 10—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 10. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading and reference, 19.
 Reported back, 60.
 Second reading, 69.
 To House, 85.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 662.
 Sent to Governor, 721.
 Signed by Governor, 851.

Senate Bill No. 11—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Lutheran Welfare Society of North Dakota, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading and reference, 19.
 Reported back, 60.
 Second reading, 70.
 To House, 85.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 663.
 Sent to Governor, 721.
 Signed by Governor, 852.

Senate Bill No. 12—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Crippled Children's School at Jamestown, North Dakota, for the Care and Education of Crippled Children, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading and reference, 19.
 Reported back, 102.
 Second reading, 113.
 To House, 130.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 662.
 Sent to Governor, 721.
 Signed by Governor, 852.

Senate Bill No. 13—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Introduction, first reading and reference, 19.
 Reported back, 60.
 Second reading, 70.
 To House, 85.
 Returned to Senate, 645.
 Enrolled, 653.
 Signed by President, 662.
 Sent to Governor, 721.

Senate Bill No. 14—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 14. 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.

Introduction, first reading and reference, 19.

Reported back, 326.

Second reading, 349.

Other action, 334.

To House, 357.

Returned to Senate, 645.

Enrolled, 653.

Signed by President, 662.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 15—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 15. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials.

Introduction, first reading and reference, 19.

Reported back, 60.

Second reading, 73.

To House, 87.

Returned to Senate, 645.

Enrolled, 653.

Signed by President, 662.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 16—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 16. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first reading and reference, 19.

Reported back, 60.

Second reading, 73.

To House, 87.

Returned to Senate, 644.

Enrolled, 653.

Signed by President, 662.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 17—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Introduction, first reading and reference, 19.

Reported back, 60.

Second reading, 74.

To House, 87.

Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 663.
 Sent to Governor, 815.
 Signed by Governor, 852.

Senate Bill No. 18—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 18. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Session Laws of North Dakota for 1927, and as Amended by Chapter 254 of the Session Laws of 1937.

Introduction, first reading and reference, 20.
 Reported back, 327.
 Second reading, 350.
 Final passage, 957.
 Other action, 334, 925.
 To House, 357.
 Message from House, 956.
 Returned to Senate, 867.
 Enrolled, 989.
 Signed by President, 1011.
 Sent to Governor, 1057.
 Conference Committee, 915.
 Conference Committee report, 957.

Senate Bill No. 19—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 19. 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.

Introduction, first reading, and reference, 20.
 Reported back, 66.
 Second reading, 76, 83.
 Other action, 81.
 To House, 87.
 Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 663.
 Sent to Governor, 721.
 Signed by Governor, 852.

Senate Bill No. 20—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate 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.

Introduction, first reading and reference, 20.
 Reported back, 88.
 Second reading, 97.
 Other action, 92.
 To House, 104.
 Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 662.

Sent to Governor, 721.
Signed by Governor, 852.

Senate Bill No. 21—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota: Providing for Reports and Deductions.

Introduction, first reading and reference, 20.

Reported back, 106.

Second reading, 125.

Other action, 119.

To House, 143.

Returned to Senate, 745.

Enrolled, 815.

Signed by President, 997.

Sent to Governor, 1057.

Senate Bill No. 22—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

Introduction, first reading and reference, 20,

Reported back, 60.

Second reading, 74.

Other action, 130.

To House, 87.

Returned to Senate, 644.

Enrolled, 653.

Signed by President, 663.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 23—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 23. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State and District Fairs.

Introduction, first reading and reference, 20.

Reported back, 119.

Second reading, 135.

To House, 155.

Returned to Senate, 644.

Enrolled, 653.

Signed by President, 663.

Sent to Governor, 721.

Senate Bill No. 24—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 24. A Bill for an Act Making an Appropriation Into the Administrative Fund for General Administrative and Operative Expenses of the Water Conservation Commission, According to Chapter 255, Session Laws of 1937 and Section 31 Thereof, Providing for Reimbursement and Providing for Validity.

Introduction, first reading and reference, 20.

Reported back, 461.

Second reading, 518.
 Other action, 503.
 To House, 543.
 Returned to Senate, 888.
 Enrolled, 916.
 Signed by President, 1024.
 Sent to Governor, 1057.

Senate Bill No. 25—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 25. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Actions to Release Insane and List of New Taxable Lands.

Introduction, first reading and reference, 20.
 Reported back, 88.
 Second reading, 97.
 To House, 104.
 Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 663.
 Sent to Governor, 721.
 Signed by Governor, 1028.

Senate Bill No. 26—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the State Employment Service Provided for in Section 13 and Section 14b, Chapter 232, Session Laws of 1937, in Co-operation with the Social Security Act of Congress.

Introduction, first reading and reference, 20.
 Reported back, 102.
 Second reading, 114.
 Other action, 105.
 To House, 130.
 Returned to Senate, 745.
 Enrolled, 815.
 Signed by President, 997.
 Sent to Governor, 1057.

Senate Bill No. 27—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 27. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Introduction, first reading and reference, 20.
 Reported back, 460.
 Second reading, 517.
 Final passage, 946, 976.
 Other action, 396, 396, 396, 504, 889, 921, 956.
 To House, 540.
 Message from House, 956.
 Message to House, 956.
 Returned to Senate, 878, 961.
 Enrolled, 988.
 Signed by President, 1017.
 Sent to Governor, 1057.
 Conference Committee, 889.
 Conference Committee report, 942, 946, 976.

Senate Bill No. 28—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Maintaining and Operating the Bridge Across the Yellowstone River in McKenzie County, North Dakota.

Introduction, first reading and reference, 20.
 Reported back, 327.
 Second reading, 349.
 Other action, 334, 834.
 To House, 357.
 Returned to Senate, 644.
 Enrolled, 988.
 Signed by President, 1017.
 Sent to Governor, 1056.
 Conference Committee, 746.
 Conference Committee report, 984.

Senate Bill No. 29—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee or the Activities of the State Soil Conservation Districts.

Introduction, first reading and reference, 21.
 Reported back, 183.
 Second reading, 203.
 Final passage, 877.
 Amendments, 700.
 Other action, 197, 877.
 To House, 239.
 Returned to Senate, 697.
 Enrolled, 915.
 Signed by President, 999.
 Sent to Governor, 1058.

Senate Bill No. 30—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 30. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Introduction, first reading and reference, 21.
 Reported back, 131.
 Second reading, 151.
 Final passage, 885.
 Amendments, 885.
 Other action, 144, 885.
 To House, 156.
 Returned to Senate, 878.
 Enrolled, 915.
 Signed by President, 1000.
 Sent to Governor, 1057.

Senate Bill No. 31—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 31. A Bill for an Act Making an Appropriation to the Code Revision Commission.

Introduction, first reading and reference, 21.

Reported back, 120.
 Second reading, 136.
 Final passage, 923.
 Other action, 130, 922.
 To House, 155.
 Returned to Senate, 744.
 Enrolled, 987.
 Signed by President, 995.
 Sent to Governor, 1057.

Senate Bill No. 32—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 32. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds from which Paid; Providing for the Payment of Said Collection into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Introduction, first reading and reference, 21.
 Reported back, 120.
 Second reading, 136.
 Other action, 131, 144.
 To House, 155.
 Returned to Senate, 88.
 Enrolled, 916.
 Signed by President, 998.
 Sent to Governor, 1057.

Senate Bill No. 33—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Introduction, first reading and reference, 21.
 Reported back, 120, 183.
 Second reading, 204.
 Other action, 197, 203, 217.
 To House, 239.
 Returned to Senate, 887.
 Enrolled, 916.
 Signed by President, 1023.
 Sent to Governor, 1057.

Senate Bill No. 34—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 34. 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.

Introduction, first reading and reference, 21.
 Reported back, 476.
 Second reading, 527.
 Final passage, 531, 948, 976.
 Other action, 503, 889, 921, 956, 976.
 To House, 584.
 Returned to Senate, 878, 961.

Message to House, 956.
 Message from House, 956.
 Enrolled, 988.
 Signed by President, 1017.
 Sent to Governor, 1056.
 Conference Committee, 889.
 Conference Committee report, 975.

Senate Bill No. 35—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 35. 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.

Introduction, first reading and reference, 21.
 Reported back, 313.
 Second reading, 330.
 Other action, 326.
 To House, 357.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1024.
 Sent to Governor, 1057.

Senate Bill No. 36—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 36. 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.

Introduction, first reading and reference, 21.
 Reported back, 327.
 Second reading, 350.
 Other action, 334.
 To House, 357.
 Returned to Senate, 696.
 Enrolled, 722.
 Signed by President, 797.
 Sent to Governor, 986.

Senate Bill No. 37—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 37. A Bill for an Act Making an Appropriation out of the Teachers Insurance and Retirement Fund in the State Treasury for Operation and Maintenance, Equipment, Supplies, Travel and Miscellaneous Expenses for the Teachers Insurance and Retirement Fund.

Introduction, first reading and reference, 21.
 Reported back, 131.
 Second reading, 151.
 Other action, 144.
 To House, 156.
 Returned to Senate, 745.
 Enrolled, 815.
 Signed by President, 997.
 Sent to Governor, 1057.

Senate Bill No. 38—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 38. A Bill for an Act Making an Appropria-

tion out of the Motor Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Motor Patrol Branch.

Introduction, first reading and reference, 21.

Reported back, 442.

Second reading, 487.

Other action, 921, 934, 956, 969.

Final passage, 969.

To House, 541.

Returned to Senate, 912, 961.

Message from House, 956.

Message to House, 956.

Enrolled, 989.

Signed by President, 1022.

Sent to Governor, 1057.

Conference Committee, 921.

Senate Bill No. 39—(Guenther)

Referred to Committee on State Affairs.

Senate Bill No. 39. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

Introduction, first reading and reference, 21.

Withdrawn, 268.

Senate Bill No. 40—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 249 of the Session Laws of North Dakota for 1937, as Amended by Section 1 of Chapter 234 of the Session Laws of North Dakota for 1939, Relating to the Levying and Imposing of a Retail Sales Tax and the Disposition of the Funds Collected Therefrom, and to Readopt Sections 1, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, and 22 of Chapter 249 of the Session Laws of North Dakota for 1937 by Reference, and to Amend and Re-enact Section 7 and Paragraphs (1), (2), (3), (4), and (5) of Section 15 of Said Chapter 249 of the Session Laws of North Dakota for 1937, and to Amend and Re-enact Section 25 of Chapter 249 of the Session Laws of North Dakota for 1937, as Amended by Section 2, Chapter 234 of the Session Laws of North Dakota for 1939, and Declaring an Emergency.

Introduction, first reading and reference, 26.

Reported back, 29.

Second reading, 49, 601, 834.

Other action, 36, 41, 43, 48, 517, 538, 544, 601, 611, 837, 851.

Conference Committee, 611, 646.

Conference Committee report, 830.

To House, 52.

Returned to Senate, 485.

Enrolled, 915.

Signed by President, 1000.

Sent to Governor, 1057.

Senate Bill No. 41—(Page, Blank, Lavik and Raschko)

Referred to Committee on Apportionment.

Senate Bill No. 41. A Bill for an Act to Divide the State

of North Dakota into Two (2) Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Introduction, first reading and reference, 30.
 Reported back, 52.
 Second reading, 63.
 Other action, 61.
 To House, 84.
 Returned to Senate, 284, I. P.

Senate Bill No. 42—(Bridston, Brant, Wog, Fowler, Morgan of Walsh and Dahl)

Referred to Committee on Elections.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 909a1 of the 1925 Supplement to the Compiled Laws of 1913, Being Section 1 of Chapter 117 of the Session Laws for the Year 1919 So As to Provide for a No-party Nomination and Election of All Elective State and County Officers and Members of the Legislative Assembly.

Introduction, first reading and reference, 30.
 Reported back, 359.
 Second reading, 390.
 Other action, 390.

Senate Bill No. 43—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 241 of the Session Laws of North Dakota for the Year 1939, Being an Act to Impose a Tax on the Storage, Use or Consumption in This State of Tangible Personal Property, as Such Terms Are Defined Therein; to Provide Certain Exemptions Therefrom; to Provide for the Collection of Such Tax and the Administration of the Act; to Fix Fines and Penalties for the Violation of the Provisions of the Act, and Declaring an Emergency.

Introduction, first reading and reference, 30.
 Reported back, 88.
 Second reading, 95, 840.
 Other action, 840, 841.
 To House, 104.
 Returned to Senate, 840.
 Enrolled, 915.
 Signed by President, 1000.
 Sent to Governor, 1057.

Senate Bill No. 44—(Gronvold and Nelson of Grand Forks)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 44. A Bill for an Act to Encourage and Promote the Payment of Personal Property Taxes by Providing for a Rebate on Prepayments; Providing Certain Exemptions; and Declaring an Emergency.

Introduction, first reading and reference, 30.
 Reported back, 66.
 Second reading, 75, 82.
 Other action, 81, 83, 87.
 To House, 87.
 Returned to Senate, 107, I. P.

Senate Bill No. 45—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 45. A Bill for an Act to Re-enact Chapter 110 of the Session Laws of North Dakota for the Year of 1935, 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, first reading and reference, 30.

Reported back, 167.

Second reading, 178.

To House, 197.

Returned to Senate, 618.

Enrolled, 633.

Signed by President, 667.

Sent to Governor, 721.

Senate Bill No. 46—(Hill and Lavik)

Referred to Committee on Corporations.

Senate Bill No. 46. A Bill for an Act to Amend Section 3787 of the Compiled Laws of North Dakota for 1913 Prescribing Qualifications of Officers Under the Commission Form of City Government.

Introduction, first reading and reference, 35.

Reported back, 198.

Second reading, 240.

Other action, 217.

To House, 301.

Returned to Senate, 615.

Senate Bill No. 47—(Ginter, by request)

Referred to Committee on Judiciary.

Senate Bill No. 47. A Bill for an Act Providing for the Retirement of Supreme and District Court Judges and Providing for Adjusted Compensation for Said Judges Retiring Thereunder.

Introduction, first reading and reference, 35.

Reported back, 166.

Senate Bill No. 48—(Page)

Referred to Committee on State Affairs.

Senate Bill No. 48. A Bill for an Act to Repeal Chapter 138 of the Session Laws of the State of North Dakota for the Year 1929 Creating the Office of Grain Storage Commissioner.

Introduction, first reading and reference, 39.

Reported back, 59.

Second reading, 67.

Other action, 359.

To House, 85.

Returned to Senate, 340.

Signed by President, 375.

Sent to Governor, 418.

Signed by Governor, 439.

Senate Bill No. 49—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 49. A Bill for an Act to Amend and Re-enact Chapter 289 of the Laws of 1931, Relating to the Sale of Real Estate for Delinquent Taxes and Delinquent Hail Indemnity Taxes.

Introduction, first reading and reference, 39.

Reported back, 52, I. P.

Senate Bill No. 50—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 50. A Bill for an Act Assessing and Levying from July 1, 1941, to July 1, 1943, on All Licensed Dealers of Motor Vehicle Fuels, a Special Additional License Tax of One Cent Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed Upon Them; Appropriating the Proceeds of Such Special Tax to the State Highway Fund for Specific Purposes; Making All Provisions of Initiated Measures Approved July 30, 1936, and Amendments Thereto and Known as the "Motor Vehicle Fuel Tax Law", Other Than Division of Proceeds Between the State and Counties and Other Than for Costs of Administration and Collection and Other Than Penalties for Violation Applicable to Said Special License Tax; Providing for Exemption of Motor Vehicle Fuels Sold and Used for Agricultural and Industrial Purposes; and Fixing Fines and Penalties for the Violation of the Provisions of this Act.

Introduction, first reading and reference, 41.

Reported back, 98.

Second reading, 169.

Other action, 98, 157, 159, 168, 169, 326.

To House, 171.

Returned to Senate, 315.

Signed by President, 330.

Sent to Governor, 418.

Signed by Governor, 505.

Senate Bill No. 51—(Tweten)

Referred to Committee on Public Lands.

Senate Bill No. 51. A Bill for an Act Creating a Lien in Favor of the State for All Rentals Due From, and For All Damages Done by Tenants or Trespassers Upon Lands Belonging to the State of North Dakota and Being a Part of the Permanent School Fund Upon All Crops Raised By, and Upon All Buildings, Structures, Fences or Other Improvements Put Upon Leased or Occupied Lands, By Tenants or Trespassers Upon Such Lands; Providing for the Priority and for the Enforcement and Satisfaction Thereof and Declaring an Emergency.

Introduction, first reading and reference, 42.

Reported back, 88.

Second reading, 96.

Other action, 92, 101.

To House, 104.

Returned to Senate, 252.

Senate Bill No. 52—(Troxel, by request)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 52. (By request.) A Bill for an Act to Amend and Re-enact Section 3 of Chapter 249 of the Session Laws for 1937 Relating to Exemptions from Sales Tax.

Introduction, first reading and reference, 44.

Withdrawn, 396.

Senate Bill No. 53—(Thatcher)

Referred to Committee on State Affairs.

Senate Bill No. 53. A Bill for an Act Providing for a Lien in Favor of House-movers and Providing for the Filing, Perfection and Enforcement of Said Lien.

Introduction, first reading and reference, 44.

Reported back, 131.

Second reading, 152.

Other action, 145, 152, 157, 359.

To House, 156.

Returned to Senate, 340.

Signed by President, 377.

Sent to Governor, 418.

Signed by Governor, 439.

Senate Bill No. 54—(Bridston and Nelson of Grand Forks)

Referred to Committee on State Affairs.

Senate Bill No. 54. A Bill for an Act Validating Bonds Issued by Park Districts of the State of North Dakota.

Introduction, first reading and reference, 44.

Withdrawn, 237.

Senate Bill No. 55—(Committee on Appropriations)

Referred to Committee on Appropriations.

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 276 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 97 of the Laws of North Dakota for the Year 1919 Relating to the Contingent Fund at State Institutions.

Introduction, first reading and reference, 45.

Reported back, 61.

Second reading, 76.

Amendments, 76.

To House, 87.

Returned to Senate, 745.

Enrolled, 815.

Signed by President, 997.

Sent to Governor, 1057.

Senate Bill No. 56—(Troxel)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 56. A Bill for an Act to Amend and Re-enact Chapter 274 of the Session Laws of 1935 Being an Act Requiring Deduction of Delinquent Personal Property Taxes from Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons Receiving Public Funds.

Introduction, first reading and reference, 48.

Reported back, 52, I. P.

Senate Bill No. 57—(Troxel)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 273 of the Session Laws of North Dakota for the Year 1935 Permitting Deduction of Delinquent Personal Property Taxes from Claims, Demands, Salaries, and Wages Due from County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over any Sale, Transfer or Assignment of Such Claims, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading and reference, 48.

Reported back, 52, I. P.

Senate Bill No. 58—(Committee on Education)

Referred to Committee on Education.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Chapter 259, Laws 1935; Chapter 218, Laws 1937 Relating to Meetings of Boards of Common School Districts, Provide for Notices of Same and Relating to Attendance Per Diem and Mileage of School Officers and to Duties and Compensation of Clerks of Such Districts.

Introduction, first reading and reference, 53.

Reported back, 106.

Second reading, 125.

Other action, 119, 359.

To House, 143.

Returned to Senate, 340.

Signed by President, 376.

Sent to Governor, 418.

Signed by Governor, 505.

Senate Bill No. 59—(Young, Stucke, Olson of Mountrail and Brant)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 59. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 5, Laws 1937 and Section 2 of Chapter 5, Laws 1937 as Amended by Chapter 14, Laws 1939 Relative to the Regulation and Licensing of Dealers in Livestock, Poultry and Wool, Requiring Bond of Such Dealers, Prohibiting the Licensing of Those Convicted of Felony and Declaring an Emergency.

Introduction, first reading and reference, 54.

Reported back, 88.

Second reading, 94.

Conference Committee, 295.

Conference Committee report, 329.

Other action, 59, 288, 344, 382.

To House, 104.

Returned to Senate, 251.

Signed by President, 413.

Sent to Governor, 504.

Signed by Governor, 523.

Senate Bill No. 60—(Fowler and Morgan of Walsh)

Referred to Committee on Elections.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Chapter 107 of the Session Laws of North Dakota for 1933 and Amending and Re-enacting Section 1004 of the Compiled Laws of North Dakota for 1913.

Introduction, first reading and reference, 54.

Reported back, 132.

Second reading, 161.

Other action, 145, 152, 161, 345, 359.

To House, 171.

Returned to Senate, 338, 346.

Signed by President, 376.

Sent to Governor, 418.

Signed by Governor, 505.

Senate Bill No. 61—(Committee on Public Welfare)

Referred to Committee on Public Welfare.

Senate Bill No. 61. A Bill for an Act Granting Certain Powers and Imposing Certain Duties Heretofore Delegated to the Board of Administration, in Connection with Child Welfare Laws of This State, to the Public Welfare Board of North Dakota, Division of Child Welfare; Providing for co-operation with the Federal Government in Carrying Out Child Welfare Services and Services to Crippled Children and to Receive and Disburse Federal Funds Granted for Such Purposes; Repealing Chapter 150 of the Session Laws of 1923, Being Sections 283b6 and 283b7 of the 1925 Supplement to the 1913 Codes; and Declaring an Emergency.

Introduction, first reading and reference, 78.

Withdrawn, 133.

Senate Bill No. 62—(Nelson of McKenzie and Bond, by request)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 62. A Bill for an Act to Prohibit the Issuance of Motor Vehicle and Drivers' Licenses Except Upon Proof of Payment of Applicants' Personal Property Taxes.

Introduction, first reading and reference, 78.

Reported back, 102, 122.

Second reading, 159.

Other action, 103, 131, 137.

Senate Bill No. 63—(Stucke, Braun and Brant)

Referred to Committee on State Affairs.

Senate Bill No. 63. A Bill for an Act to Regulate the Practice of Lobbying Requiring Certain Information to be Filed Relative to Lobbyists and Providing Penalty for the Violation Thereof.

Introduction, first reading and reference, 78.

Reported back, 183, 198.

Second reading, 243.

Other action, 184, 217.

To House, 300.

Returned to Senate, 618.

Enrolled, 633.

Signed by President, 667.

Sent to Governor, 721.

Senate Bill No. 64—(Braun and Nelson of Grand Forks)

Referred to Committee on Temperance.

Senate Bill No. 64. A Bill for an Act to Legalize the Sale of Specified Beer During Certain Hours on the First Day of the Week; Permitting Labor and Services to Be Performed in Connection Therewith; Granting Certain Options to Local Licensing Boards, and Repealing All Acts in Conflict Herewith.

Introduction, first reading and reference, 78.

Withdrawn, 329.

Senate Bill No. 65—(Streibel)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 65. A Bill for an Act Imposing a Tax Upon Tickets for Admission to All Theaters, Movies, Pin Alleys, Ball Alleys, and Other Places of Amusement; Declaring an Emergency.

Introduction, first reading and reference, 89.

Reported back, 461.

Second reading, 520.

Other action, 519, 520.

To House, 540.

Returned to Senate, 836.

Senate Bill No. 66—(Thatcher)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 66. A Bill for an Act to Amend and Re-enact Chapter 243 of the Session Laws of 1939 Relating to the Distribution of Seeds and Planting Stock by the State Forester, and Declaring an Emergency.

Introduction, first reading and reference, 89.

Reported back, 184.

Second reading, 205.

To House, 239.

Returned to Senate, 618.

Enrolled, 633.

Signed by President, 667.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 67—(Morgan of Walsh)

Referred to Committee on Banks and Banking.

Senate Bill No. 67. A Bill for an Act to Amend and Re-enact Section 714a7 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 102 of the Session Laws of North Dakota for the Year 1939 Relating to Pledging Securities for Public Deposits.

Introduction, first reading and reference, 92.

Second reading, 134.

Other action, 131.

To House, 155.

Returned to Senate, 670.

Enrolled, 678.

Signed by President, 717.

Sent to Governor, 986.

Senate Bill No. 68—(Committee on State Affairs)

Referred to Committee on State Affairs.

Senate Bill No. 68. A Bill for an Act Creating Pensions for Disabled or Retired City Employees, Other Than Policemen, Their Widows, and Children Under Sixteen Years of Age; and Widows of City Employees Who Die in the Service and Their Children Under Sixteen Years of Age; in Cities Now or Hereafter Having a Population of 10,000 or Over by the Last Official Census, Federal or State; and Providing for a Fund out of Which Such Pensions Shall Be Paid; and for the Establishment of a Pension Board for the Management, Control and Distribution of Such Fund, and Declaring an Emergency.

Introduction, first reading and reference, 92.

Reported back, 174.

Second reading, 188, 191.

Other action, 190, 191, 191, 197, 359.

To House, 215.

Returned to Senate, 340.

Signed by President, 376.

Sent to Governor, 418.

Signed by Governor, 506.

Senate Bill No. 69—(Committee on State Affairs)

Referred to Committee on State Affairs.

Senate Bill No. 69. A Bill for an Act to Amend Sections 1, 3 and 4 of Chapter 207 Session Laws of 1935, Relating to Refunding Special Improvement Warrants and Declaring an Emergency.

Introduction, first reading and reference, 92.

Reported back, 145.

Second reading, 163.

Other action, 157, 286.

To House, 171.

Returned to Senate, 252.

Signed by President, 295.

Sent to Governor, 313.

Signed by Governor, 438.

Senate Bill No. 70—(Brant)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Sections 5 and 11 of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at a Special Election Held September 22, 1933 and as Amended and Re-enacted by Chapter 97 of the Session Laws for the Year 1935, Relating to the Manufacture, Sale, and Distribution of Beer.

Introduction, first reading and reference, 92.

Reported back, 122.

Second reading, 162.

Other action, 137, 137, 145, 152, 162, 172, 286.

To House, 173.

Returned to Senate, 252.

Signed by President, 296.

Sent to Governor, 312.

Signed by Governor, 439.

Senate Bill No. 71—(Olson of Mountrail)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 71. A Bill for an Act to Repeal Section 2212 of the 1925 Supplement to the 1913 Compiled Laws, as Said Act Is Amended by Chapter 271 of the Laws of 1927 and Re-amended by Chapter 121 of the Laws of 1931, Relating to the Duties of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance, and Declaring an Emergency.

Introduction, first reading and reference, 93.

Reported back, 122, 461.

Second reading, 525.

Senate Bill No. 72—(Flatt, by request.)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 8 of the 1939 Session Laws Relating to Unfair Discrimination in the Purchase of Certain Farm Products; Repealing Acts in Conflict, and Declaring an Emergency.

Introduction, first reading and reference, 103.

Reported back, 184.

Second reading, 204.

Other action, 204, 217.

To House, 239.

Returned to Senate,, 617, I. P.

Senate Bill No. 73—(Dahl, by request)

Referred to Committee on Elections.

Senate Bill No. 73. A Bill for an Act Regulating the Membership and Procedure of Political Party Conventions; Providing for the Election of Members of County, State, and National Central Committees and of Delegates and Alternates to National Conventions; Providing That Conventions Shall Determine the Names to Be Printed Upon Primary Election Ballots of Political Parties; Providing a Penalty for Signing a False Certificate; Amending Section 889 of the Compiled Laws of 1913, and Section 890 of the Compiled Laws of 1913, as Amended by Chapter 125 of the Session Laws of 1929; and Repealing Section 855 of the Compiled Laws of 1913, and Section 862 of the Compiled Laws of 1913, and Chapter 135 of the Session Laws of 1935 as Amended by Chapter 143 of the Session Laws of 1939, and All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Introduction, first reading and reference, 103.

Reported back, 182, I. P.

Senate Bill No. 74—(Morgan of Walsh)

Referred to Committee on Education.

Senate Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1518 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for the Retirement of Teachers Eligible to an Annuity Under the Teachers' Insurance and Retirement Act; and Making Ineligible for Such Annuity Persons Receiving Any Compensation from the Federal Government, State of North Dakota, Local

Subdivisions, and Their Departments, Institutions and Agencies.

Introduction, first reading and reference, 108.
Reported back, 496.
Other action, 544.

Senate Bill No. 75—(Topp and Dahl)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 75. A Bill for an Act to Amend and Re-enact Sub-section 4 of Section 1 and to Repeal Sub-section 9 of Section 3, of Chapter 241, Session Laws of 1939, Relating to the Use Tax.

Introduction, first reading and reference, 108.
Reported back, 219.
Second reading, 273.
To House, 299.
Returned to Senate, 887.

Senate Bill No. 76—(Thatcher, by request)

Referred to Committee on Public Welfare.

Senate Bill No. 76. A Bill for an Act Establishing a Board to Be Known As the Board for Vocational Assistance for the Blind; Making an Appropriation for a Revolving Loan Fund in the Sum of \$30,000.00; Describing Qualifications for Participants Therein, and Defining Duties and Powers of the Vocational Assistance Board.

Introduction, first reading and reference, 108.
Reported back, 198.
Other action, 198.

Senate Bill No. 77—(Morgan of Walsh)

Referred to Committee on Public Welfare.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 221 of the Session Laws of North Dakota for the Year 1935, Providing for the Appointment of Members of the State Board of Public Welfare.

Introduction, first reading and reference, 108.
Reported back, 198.
Second reading, 237.
To House, 248.
Returned to Senate, 696.

Senate Bill No. 78—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 3352 of the Compiled Laws of 1913, to Authorize the Registration of Warrants Issued by Taxing Districts Not Paid for Want of Funds; Limiting the Rate of Interest of Registered Warrants; Requiring Notice for Presentation for Payment Thereof; and Declaring an Emergency.

Introduction, first reading and reference, 108.
Reported back, 122.
Second reading, 137.
Final passage, 934.
Other action, 933.
To House, 155.
Returned to Senate, 835.

Enrolled, 989.
Signed by President, 1011.
Sent to Governor, 1057.

Senate Bill No. 79—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 4 and Section 10 of Chapter 235 of the Session Laws of 1929 Relating to Limitations Upon the Rate of Tax Levies for General and Special County Purposes; Providing for Exceptions to Such Levies; Authorizing the Levy of Taxes for Emergency Purposes and Limiting the Use Thereof.

Introduction, first reading and reference, 109.

Reported back, 166, 500.

Second reading, 546.

Other action, 176, 544, 545.

To House, 549.

Returned to Senate, 669.

Enrolled, 678.

Signed by President, 717.

Sent to Governor, 986.

Senate Bill No. 80—(Braun, Nelson of Grand Forks, Bridston and Blank)

Referred to Committee on State Affairs.

Senate Bill No. 80. A Bill for an Act to Regulate and Control the Barber Shop Business of the State of North Dakota; Conferring Upon the State Board of Barber Examiners Powers and Jurisdiction with Relation Thereto, Defining Such Powers, Jurisdiction and Duties; Authorizing the Said Board to Approve Hours and Price Schedules and to Make Orders Fixing Maximum Hours and Minimum Prices for Barber Services; Providing for Judicial Review of Such Acts of Said Board; Providing Penalties for the Violation of This Act.

Introduction, first reading and reference, 109.

Reported back, 533.

Second reading, 560.

Final passage, 575.

Senate Bill No. 81—(Committee on Public Welfare)

Referred to Committee on Public Welfare.

Senate Bill No. 81. A Bill for an Act to Regulate the Employment of Child Labor; Providing for the Enforcement of Such Act; and Prescribing Penalties for the Violation Thereof; and Repealing Chapter 155 of the Session Laws for the Year 1923; Being Sections 1404 to 1414 of the 1925 Supplement to the Compiled Laws of 1913.

Introduction, first reading and reference, 109.

Withdrawn, 133.

Senate Bill No. 82—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Chapter 178, Session Laws for the Year 1939 Relating

to the Funding and Refunding of Existing Indebtedness of Municipalities and Declaring an Emergency.

Introduction, first reading and reference, 109.
 Reported back, 384.
 Second reading, 449.
 Final passage, 933.
 Other action, 396, 402, 409, 410, 414, 764, 801, 934.
 To House, 503.
 Returned to Senate, 743, 912, 928.
 Enrolled, 989.
 Signed by President, 1011.
 Sent to Governor, 1057.
 Conference Committee, 898.
 Conference Committee report, 931.

Senate Bill No. 83—(Committee on Education)

Referred to Committee on Education.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Chapter 246 of the Session Laws of 1931, Relating to the Establishment and Maintenance in Certain High Schools of This State of a Department of Junior College Work and Providing for Supervision Thereof and for Maintenance of Instruction by Tuition Fees.

Introduction, first reading and reference, 109.
 Reported back, 301.
 Second reading, 317.
 To House, 332.
 Returned to Senate, 670.
 Enrolled, 678.
 Signed by President, 717.
 Sent to Governor, 986.

Senate Bill No. 84—(Olson of Mountrail and Ginter)

Referred to Committee on Temperance.

Senate Bill No. 84. A Bill for an Act Prohibiting the Sale, Giving Away and Consumption of Intoxicating Liquor as a Beverage in Any Place in This State Where Other Commodities Are Sold at Retail Providing Penalty for Violation.

Introduction, first reading and reference, 110.
 Reported back, 522.
 Second reading, 560, 573.
 Other action, 572.

Senate Bill No. 85—(Owings)

Referred to Committee on Insurance.

Senate Bill No. 85. A Bill for an Act Requiring Insurance Companies, Before Paying Any Losses Upon Property, Covered by Fire or Windstorm Insurance, Written by Them, to Determine Prior to Paying Such Losses, the Taxes Owed Upon the Insured and Destroyed Property, Both Real and Personal, and Requiring All Such Delinquent Taxes to Be a First and Prior Lien Upon the Destroyed Property of Such Insured, and Requiring the Payment of Such Taxes from Such Insurance, Fixing the Insurer's Liability for Failure to Comply Therewith, and Providing That Actions May Be Brought by the Counties for the Collection of Such Taxes

From the Insured; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading and reference, 110.

Reported back, 185.

Other action, 185.

Senate Bill No. 86—(Committee on Public Welfare)

Referred to Committee on Public Welfare.

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Chapter 164 of the Session Laws of 1923, Being Sections 5099a1 to 5099a12, Both Inclusive, of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to Licensing, Inspecting, Supervising and Regulating of Maternity Homes, Hospitals with Maternity Beds and Institutions with Maternity Beds; Defining the Same; Prohibiting the Disposal of Infants; and Providing a Penalty for the Violation of Provisions of This Act; and Providing for Administration of This Law by the State Department of Health; and Repealing All Acts or Parts of Acts in Conflict with This Act; and Declaring an Emergency.

Introduction, first reading and reference, 122.

Withdrawn, 133.

Senate Bill No. 87—(Committee on Insurance)

Referred to Committee on Insurance.

Senate Bill No. 87. A Bill for an Act to Provide for Payments from the North Dakota Workmen's Compensation Fund in Certain Cases Where No Actual Dependency Is Shown and Providing on Option in Certain Cases.

Introduction, first reading and reference, 123.

Reported back, 185.

Second reading, 206.

Other action, 396, 504.

To House, 239.

Returned to Senate, 388.

Signed by President, 413.

Sent to Governor, 504.

Signed by Governor, 524.

Senate Bill No. 88—(Committee on Insurance)

Referred to Committee on Insurance.

Senate Bill No. 88. A Bill for an Act Amending and Re-enacting Paragraph I of Section 4 of Chapter 162, Session Laws of 1919, as Amended by Chapter 314, Session Laws of 1931, Chapter 286, Session Laws of 1935, and Chapter 251, Session Laws of 1939.

Introduction, first reading and reference, 123.

Reported back, 218.

Second reading, 270.

To House, 300.

Returned to Senate, 388, I. P.

Senate Bill No. 89—(O'Brien and Morgan of Walsh)

Referred to Committee on Corporations.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 3854 of the 1925 Supplement of the Compiled Laws of North Dakota and Allowing Villages to Elect Trustees at Large, and Declaring an Emergency.

Introduction, first reading and reference, 123.
 Reported back, 198.
 Second reading, 241.
 Other action, 217, 382, 504.
 To House, 301.
 Returned to Senate, 362.
 Signed by President, 413.
 Sent to Governor, 504.
 Signed by Governor, 524.

Senate Bill No. 90—(Guenther and Morgan of Richland, by request)

Referred to Committee on Appropriations.

Senate Bill No. 90. A Bill for an Act to Appropriate Seven Thousand, Five Hundred (\$7,500.00) Dollars for the Biennium to Provide for the Control of Predatory Animals Such as Wolves, Coyotes, Bobcats and Other Predatory Animals Which Are Injurious to Livestock, Poultry and Game Animals and Birds; to Authorize Co-operation with the United States in the Control of Such Predatory Animals; and to Provide for Funds to Enable the Department of Agriculture and Labor to Carry Out the Provisions of This Act; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading and reference, 123.
 Reported back, 199.
 Second reading, 241.
 Other action, 217.
 To House, 300.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1023.
 Sent to Governor, 1057.

Senate Bill No. 91—(Guenther and Morgan of Richland, by request)

Referred to Committee on Game and Fish.

Senate Bill No. 91. A Bill for an Act to Amend and Re-enact Chapter 7 of the Session Laws of 1935, Relating to Wolf and Coyote Bounty and Declaring an Emergency.

Introduction, first reading and reference, 123.
 Reported back, 217.
 Second reading, 269.
 To House, 300.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1024.
 Sent to Governor, 1057.

Senate Bill No. 92—(Braun, Bridston, Nelson of Grand Forks and Blank)

Referred to Committee on State Affairs.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 79 of the Session Laws of North Dakota for the Year 1933, Relating to and Prescribing Fees for Examination and Certification of Applicants for Certificates of Registration to Practice Barbering, and for Renewal and Restoration of Such Certificates.

Introduction, first reading and reference, 123.
 Reported back, 533.
 Second reading, 560.
 Other action, 577.
 Laid on table, 577.

Senate Bill No. 93—(Flatt and Young)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 93. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 252 of the Session Laws of North Dakota for the Year 1937, as Amended by Chapter 245 of the Session Laws of North Dakota for the Year 1939, Relating to Bounty for Tree Planting.

Introduction, first reading and reference, 124.
 Reported back, 419.
 Second reading, 447, 826.
 Other action, 440, 825, 825.
 To House, 445.
 Returned to Senate, 744.
 Enrolled, 916.
 Signed by President, 1000.
 Sent to Governor, 1057.

Senate Bill No. 94—(Streibel)

Referred to Committee on State Affairs.

Senate Bill No. 94. A Bill for an Act Prohibiting Any Sheriff, Deputy Sheriff or Employee in the Sheriff's Office or Any Constable from Acting as a Collector or Collection Agent for Any Person, Firm or Corporation in the Collection of Any Accounts or Claims in the County Where He Is Acting as Such Sheriff, Deputy Sheriff or Employee, and Prescribing Penalties.

Introduction, first reading and reference, 124.
 Reported back, 199.
 Second reading, 242.
 Other action, 217.
 To House, 300.
 Returned to Senate, 619.
 Enrolled, 632.
 Signed by President, 666.
 Sent to Governor, 721.
 Signed by Governor, 852.

Senate Bill No. 95—(Kehoe and Isaak)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 95. A Bill for an Act to Provide for the Taxation of Leasehold, Equitable, and Executory Interests in Real Property, of Which the Principal Estate is Exempt; to Provide for the Creation of a Lien in Favor of the State as Security for the Payment of Such Taxes; to Provide for the Mode of Foreclosing Such Lien; to Impose Duty to Collect Such Taxes; to Make Officials Liable for Neglect of Such Duty; to Repeal Section 2118 of the North Dakota 1913 Compiled Laws and All Acts and Parts of Acts in Conflict with This Act; and to Create an Emergency.

Introduction, first reading and reference, 124.
 Reported back, 445.
 Second reading, 527.

Final passage, 532.
Other action, 446, 481, 504, 531, 544.
To House, 549.
Returned to Senate, 695.

Senate Bill No. 96—(Gronvold and Hill)

Referred to Committee on Ways and Means.

Senate Bill No. 96. A Bill for an Act Providing for the Establishment of a Community Youth Council, Prescribing the Duties Thereof and Authorizing a Tax Levy for the Maintenance of Youth Activities.

Introduction, first reading and reference, 124.
Reported back, 145.
Second reading, 162, 647.
Other action, 162, 172, 345.
To House, 173, 345.
Returned to Senate, 304, I. P., 643.
Enrolled, 653.
Signed by President, 661.
Sent to Governor, 721.

Senate Bill No. 97—(Drew, Thatcher and Kehoe)

Referred to Committee on Education.

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 1506 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1506 of the 1925 Supplement to the Compiled Laws of 1913, and to Amend and Re-enact Section 1517 of the Compiled Laws of 1913, as Amended and Re-enacted by Section 1517 of the 1925 Supplement to the Compiled Laws of 1913, Pertaining to the Teachers' Insurance and Retirement Fund.

Introduction, first reading and reference, 124.
Reported back, 502.

Senate Bill No. 98—(Committee on Appropriations)

Referred to Committee on State Affairs.

Senate Bill No. 98. A Bill for an Act to Provide for an Annual Audit of the Affairs of the North Dakota Mill and Elevator Association as of the 30th Day of June in Each Year, and Such Other Audits as May Be Deemed Necessary by the Industrial Commission, and Repealing Conflicting Portions of Prior Acts.

Introduction, first reading and reference, 124.
Reported back, 172.
Second reading, 188.
Other action, 359.
To House, 215.
Returned to Senate, 340.
Signed by President, 376.
Sent to Governor, 418.
Signed by Governor, 439.

Senate Bill No. 99—(Beaton and Stucke)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 144 Laws of North Dakota for 1929 Relating to Hotels, Restaurants, Lodging Houses and

Boarding Houses to Provide for Application for License and Payment of License Fees.

Introduction, first reading and reference, 132.
 Reported back, 166.
 Second reading, 176.
 Other action, 359.
 To House, 196.
 Returned to Senate, 340.
 Signed by President, 376.
 Sent to Governor, 418.
 Signed by Governor, 439.

Senate Bill No. 100—(Bridston)

Referred to Committee on Corporations.

Senate Bill No. 100.—A Bill for an Act to Permit Sales of Total Assets and Reorganizations of Corporations When Authorized by a Two-thirds Vote of Stockholders or Members, to Validate Past Sales and Reorganizations Where Such Two-thirds Vote Has Authorized Same and to Declare an Emergency.

Introduction, first reading and reference, 132.
 Reported back, 198.
 Second reading and final passage, 237, 589.
 Other action, 217, 544, 589, 606.
 To House, 248.
 Returned to Senate, 514.
 Signed by President, 628.
 Sent to Governor, 722.

Senate Bill No. 101—(Braun, by request)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 101. A Bill for an Act to Repeal Chapter 7 of the 1939 Session Laws of the State of North Dakota Which Created the North Dakota Poultry Improvement Board and Defined Its Powers and Duties; Transferring the Books, Records, Undisbursed Funds and Other Property; and Declaring an Emergency.

Introduction, first reading and reference, 132.
 Reported back, 286.

Senate Bill No. 102—(Raschko and Blank)

Referred to Committee on Irrigation and Drainage.

Senate Bill No. 102. A Bill for an Act Relating to the Appointment, Powers and Duties of the State Engineer, to Amend and Re-enact Section 8239 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Section 1 of Chapter 224 of the Session Laws of 1929, and to Repeal Section 8240 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 2 of Chapter 224 of the Session Laws of 1929.

Introduction, first reading and reference, 132.
 Reported back, 440.
 Second reading, 486.
 To House, 541.
 Returned to Senate, 670.
 Enrolled, 678.
 Signed by President, 716.
 Sent to Governor, 986.

Senate Bill No. 103—(Kehoe, Olson of Mountrail and Fowler,
Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 103. A Bill for an Act Recognizing the Rule Making Powers of the Supreme Court; Providing That Existing Statutes of Procedure Shall Be Continued in Effect as Rules of Court Until Altered by the Supreme Court; Providing That Procedural Statutes Exist as Rules of Court; Authorizing the Supreme Court to Amend Rules Promulgated By It and Statutes Governing Procedure; Permitting the Supreme Court to Make New Rules; Providing for Hearings on Rules Before the Same Are Promulgated By the Court; Providing for the Making of a Complaint to the Supreme Court Against Rules and for Hearing on Such Complaint; Providing for Giving Notice of the Effective Date of the Rules Promulgated By the Court; and Authorizing the Supreme Court to Make Rules Governing the Practice of Law and for the Admission, Disbarment, Discipline, and Reinstatement of Attorneys at Law.

Introduction, first reading and reference, 145.

Reported back, 219.

Second reading, 272.

To House, 299.

Returned to Senate, 619.

Enrolled, 634.

Signed by President, 666.

Sent to Governor, 721.

Signed by Governor, 852.

Senate Bill No. 104—(Kehoe, Olson of Mountrail and Fowler,
Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 104. A Bill for an Act to Repeal Chapter 235 of the Session Laws for the Year 1917, Being Sections 5604a1 to 5604a82, Both Inclusive, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Registration of Land and the Title Thereto in the State of North Dakota.

Introduction, first reading and reference, 146.

Reported back, 166.

Second reading, 176.

To House, 196.

Returned to Senate, 619.

Enrolled, 634.

Signed by President, 666.

Sent to Governor, 721.

Signed by Governor, 1028.

Senate Bill No. 105—(Kehoe, Olson of Mountrail and Fowler,
Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 105. A Bill for an Act to Repeal Sections 6553 to 6619, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota, Relating to Marine Insurance.

Introduction, first reading and reference, 146.

Reported back, 166.

Second reading, 177.

To House, 196.

Returned to Senate, 619.
 Enrolled, 634.
 Signed by President, 666.
 Sent to Governor, 721.
 Signed by Governor, 853.

Senate Bill No. 106—(Kehoe, Olson of Mountrail and Fowler,
 Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 106. A Bill for an Act Transferring Supervision of the Seed Department of the State of North Dakota From the Board of Administration to the State Board of Higher Education.

Introduction, first reading and reference, 146.
 Reported back, 166.

Senate Bill No. 107—(Kehoe, Olson of Mountrail and Fowler,
 Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 107. A Bill for an Act to Provide a Method of Assigning Sheriff's Certificates, Mortgages, and Other Instruments and of Conveying Title to Lands Which Have Been Acquired by the State and Departments and Agencies Thereof.

Introduction, first reading and reference, 146.
 Reported back, 166.
 Second reading, 107.
 To House, 196.
 Returned to Senate, 617.

Senate Bill No. 108—(Kehoe, Fowler and Olson of Mountrail,
 Special Committee on Code Revision)

Referred to Committee on Judiciary.

Senate Bill No. 108. A Bill for an Act Prescribing Uniform Rules of Practice for Administrative Agencies from the Determination of Which an Appeal to the Court is Provided; and to Provide a Uniform Method of Reviewing Determinations of Administrative Agencies by the Courts.

Introduction, first reading and reference, 146.
 Reported back, 286.
 Second reading, 304.
 Final passage, 950.
 Other action, 950.
 To House, 324.
 Returned to Senate, 744.
 Enrolled, 989.
 Signed by President, 1021.
 Sent to Governor, 1057.

Senate Bill No. 109—(Wog and Raschko)

Referred to Committee on Judiciary.

Senate Bill No. 109. A Bill for an Act to Authorize the Disorganization of Counties by Petition and Election; and for the Elimination of County Officers and the Termination of Their Terms of Office; and for the Attachment to an Organized County for Judicial and Administrative Purposes; and Providing for the Duties of the Officers of the Organized

County to Which Attached, Including the Powers and Limitations to Tax; to Maintain Separate Records, to Act as Trustee, Collect the Revenue and to Disburse the Expenses for the Operation of the Unorganized County; and for the Repeal of Acts in Conflict Herewith.

Introduction, first reading and reference, 146.
 Reported back, 385.
 Second reading, 410.
 Final passage, 415.
 Other action, 402, 409.
 To House, 437.
 Returned to Senate, 696.
 Enrolled, 722.
 Signed by President, 798.
 Sent to Governor, 986.

Senate Bill No. 110—(Committee on Game and Fish)

Referred to Committee on Game and Fish.
 Senate Bill No. 110. A Bill for an Act Authorizing the Use of the Bow and Arrow in Hunting Deer.
 Introduction, first reading and reference, 147.
 Reported back, 173.
 Second reading, 273.
 Indefinitely postponed, 273.

Senate Bill No. 111—(O'Brien and Morgan of Walsh)

Referred to Committee on Highways.
 Senate Bill No. 111. A Bill for an Act Appropriating the Sum of \$16,291.58 out of the Special Bridge Fund of the State to Walsh County, North Dakota, and the State Highway Fund, and Apportioning Such Appropriation and Declaring an Emergency.
 Introduction, first reading and reference, 147.
 Reported back, 419, 461.
 Second reading, 524.
 Other action, 447.
 To House, 542.
 Returned to Senate, 746.
 Enrolled, 815.
 Signed by President, 997.
 Sent to Governor, 1057.

Senate Bill No. 112—(Solberg and Ginter)

Referred to Committee on Tax and Tax Laws.
 Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Chapter 59 of the Laws of North Dakota for 1917, as Amended by Chapter 220, Laws of 1919, as Amended by Chapter 298 of the Laws of 1923 (Being Section 2122a of the 1925 Supplement) as Amended by That Initiated Measure Reducing Assessed Valuation Approved by the People on June 29, 1932, Relating to the Basis of Assessment of Homesteads for Taxation Purposes, and to Reduce Such Basis from Fifty Per Cent of the Full and True Value Thereof to Twenty-Five Per Cent of the Full and True Value Thereof; Repealing Acts in Conflict Herewith; and Declaring an Emergency.
 Introduction, first reading and reference, 147.
 Reported back, 444, 445.

Senate Bill No. 113—(Guenther)

Referred to Committee on Judiciary.

Senate Bill No. 113. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Introduction, first reading and reference, 147.

Withdrawn, 237.

Senate Bill No. 114—(Morgan of Richland)

Referred to Committee on Public Safety.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Article 29, Section 2791 of the 1913 Compiled Laws.

Introduction, first reading and reference, 158.

Reported back, 326.

Second reading, 348.

Amendments, 348.

Other action, 359.

To House, 357.

Returned to Senate, 697.

Enrolled, 722.

Signed by President, 797.

Sent to Governor, 986.

Senate Bill No. 115—(Thatcher and Tweten)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 115. A Bill for an Act to Amend and Re-enact Subdivision (f) of Section 4609b8 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Articles of Incorporation of Co-operative Marketing Associations.

Introduction, first reading and reference, 158.

Reported back, 184.

Second reading, 205, 346.

Other action, 345, 359.

To House, 239.

Returned to Senate, 339.

Signed by President, 376.

Sent to Governor, 418.

Signed by Governor, 439.

Senate Bill No. 116—(Bond and Blank)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 116. A Bill for an Act to Amend and Re-enact Section 2093 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 229, of the Session Laws for 1939, Relating to the Manner of Listing Real and Personal Property for Assessment Purposes, and Providing that as to Stocks of Merchandise, the Average Value Thereof for the Year Preceding the Time of Assessment, Shall Be Taken as the Value Thereof for Assessment Purposes, and Declaring an Emergency.

Introduction, first reading and reference, 167.

Reported back, 218.

Second reading, 270.

To House, 300.

Returned to Senate, 670.
 Enrolled, 722.
 Signed by President, 797.
 Sent to Governor, 986.

Senate Bill No. 117—(Committee on Insurance)

Referred to Committee on Insurance.

Senate Bill No. 117. A Bill for an Act to Amend and Re-enact Sections 2, 4, 5, 6, 7, 8, 9, 12 and 17 as Amended by Chapter 215, Laws of 1939, the Same Being Known as the North Dakota Unemployment Compensation Law; Providing for Definitions of the Terms Used in Said Act; Providing a Definition of Agricultural Labor; Providing for Included and Excluded Services; Providing for the Payment of Contributions Into an Unemployment Compensation Fund; Providing for Contribution Rates Based Upon a System of Experience Rating; Providing for the payment of benefits to Unemployed Individuals and Specifying the Amount and Duration Thereof; Providing Conditions of Eligibility for Benefits; Providing for the Disqualification of Individuals Under Certain Circumstances; Providing the Procedure for making Claims for Benefits and the Determination Thereof; Providing Procedure for Appeals; Providing for the Period, Election and Termination of Coverage for Employers; Providing for a System of Reciprocal Arrangements With Other States and With the United States; Providing Penalties for Violations of the Unemployment Compensation Law; Providing Prohibiting the Disclosure of Information; Providing for the Reimbursement of Funds in Certain Circumstances.

Introduction, first reading and reference, 167.
 Reported back, 420.
 Second reading, 455.
 Final passage, 506, 932.
 Amendments, 698.
 Other action, 167, 440, 447, 457, 458, 740, 867, 934.
 To House, 542.
 Returned to Senate, 698.
 Enrolled, 989.
 Signed by President, 1020.
 Sent to Governor, 1057.
 Conference Committee, 734, 740, 823, 838, 857.
 Conference Committee report, 827, 856, 931.

Senate Bill No. 118—(Committee on Insurance)

Referred to Committee on Insurance.

Senate Bill No. 118. A Bill for an Act Amending and Re-enacting the Workmen's Compensation Act by Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 142 of the Session Laws of 1921, Chapter 222 of the Session Laws of 1925, and Chapter 286 of the Session Laws of 1935; Subsection "C" of Section 3 of Chapter 162 of the Session Laws of 1919 as Amended by Chapter 260 of the Session Laws of 1929 and Chapter 286 of the Session Laws of 1935; Paragraph "o" of Subsection "G" of Section 1 of Chapter 251 of the Session Laws of 1939; Section 15 of Chapter 162 of the Session Laws of 1919; Section 16 of Chapter 162 of the Session Laws of 1919; and Chapter 351 of the Session Laws of 1923, Being Section 396a29 of the 1925 Supplement.

Introduction, first reading and reference, 167.
 Reported back, 328.
 Second reading, 351.
 Final passage, 918.
 Amendments, 351.
 Other action, 334, 358, 918.
 To House, 357.
 Returned to Senate, 744.
 Enrolled, 989.
 Signed by President, 995.
 Sent to Governor, 1057.

Senate Bill No. 119—(Streibel, Wog, Isaak and Olson of Mountrail)

Referred to Committee on Highways.

Senate Bill No. 119. A Bill for an Act Amending and Re-enacting Section 2 of Article II, Chapter 164 of the Session Laws of 1933 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 reading and reference, 119.
 Reported back, 419.
 Second reading, 447.
 Final passage, 451, 913.
 Other action, 405, 420, 450, 913.
 To House, 455.
 Returned to Senate, 912.
 Enrolled, 987.
 Signed by President, 1021.
 Sent to Governor, 1057.

Senate Bill No. 120—(Page)

Referred to Committee on Elections.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 971a of the 1913 Compiled Laws of North Dakota Relating to Nomination to Public Office Other Than by Primary Election or Convention.

Introduction, first reading and reference, 187.
 Reported back, 443.

Senate Bill No. 121—(Gronvold, Bond, Kehoe and Troxel)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 121. A Bill for an Act to Exempt New Farm Machinery, Purchased to Be Used in Farming Operations from Personal Property Tax in First Year After the Purchase.

Introduction, first reading and reference, 187.
 Reported back, 505.

Second reading, 560.
 Final passage, 570.
 To House, 583.
 Returned to Senate, 644.
 Enrolled, 653.
 Signed by President, 663.
 Sent to Governor, 721.
 Signed by Governor, 853.

Senate Bill No. 122—(Dahl)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 122. A Bill for an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, and Repealing All Conflicting Acts Including Chapter 147 of the Session Laws of 1939.

Introduction, first reading and reference, 187.
 Withdrawn, 329.
 Other action, 203.

Senate Bill No. 123—(Morgan of Richland and Kehoe)

Referred to Committee on Judiciary.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 8793 of the Compiled Laws of North Dakota, Relating to Petitions for Conveyance of Real Estate Sold on Contracts, and Contents of Petition and Decree, and Declaring an Emergency.

Introduction, first reading and reference, 187.
 Reported back, 219.
 Second reading, 271.
 Final passage, 952.
 Other action, 951.
 To House, 200.
 Returned to Senate, 642.
 Enrolled, 989.
 Signed by President, 1020.
 Sent to Governor, 1057.

Senate Bill No. 124—(Dahl, Kehoe and Gronvold)

Referred to Committee on Public Safety.

Senate Bill No. 124. A Bill for an Act to Prohibit the Sale, Offering or Exposing for Sale of Fireworks, and to Regulate the Manner of Their Use, and to Provide Penalties for the Violation of the Provisions of This Act.

Introduction, first reading and reference, 187.
 Reported back, 326, 420.
 Second reading, 347, 447.
 Final passage, 453.
 Other action, 347, 440.
 To House, 479.
 Returned to Senate, 697.

Senate Bill No. 125—(Stucke and Olson of Mountrail)

Referred to Committee on Public Health.

Senate Bill No. 125. A Bill for an Act Amending Article

2889b6, 1925 Supplement to the 1913 Compiled Laws of North Dakota Known as the North Dakota Food and Drugs Act and Chapter 132 of 1937 Laws of North Dakota; to Regulate the Sale of Dangerous Drugs; and to Provide for the Control of New Drugs.

Introduction, first reading and reference, 187.
 Reported back, 339.
 Second reading, 368, 403.
 Amendments, 403.
 Other action, 368, 418.
 To House, 436.
 Returned to Senate, 697.

Senate Bill No. 126—(Committee on Banks and Banking)

Referred to Committee on Banks and Banking.

Senate Bill No. 126. A Bill for an Act Amending and Re-enacting Section 30, of Chapter 96 of the Session Laws for the State of North Dakota, as Amended by Chapter 96 of the Session Laws of North Dakota for the Year 1937, Relating to Reserve Fund Requirements for State Banking Associations.

Introduction, first reading and reference, 200.
 Reported back, 251.
 Second reading, 293.
 To House, 312.
 Returned to Senate, 697.
 Enrolled, 722.
 Signed by President, 797.
 Sent to Governor, 986.

Senate Bill No. 127—(Committee on Banks and Banking)

Referred to Committee on Banks and Banking.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, as Amended by Chapter 95 of the Session Laws of North Dakota for the Year 1937, Relating to the Responsibility of Shareholders of State Bank Stock.

Introduction, first reading and reference, 201.
 Reported back, 251.
 Second reading, 293.
 Other action, 733.
 To House, 312.
 Returned to Senate, 670.
 Enrolled, 678.
 Signed by President, 716.
 Sent to Governor, 986.

Senate Bill No. 128—(Committee on Agriculture and Livestock)

Referred to Committee on Agriculture and Livestock.

Senate Bill No. 128. A Bill for an Act Creating a North Dakota Agricultural and Livestock Exposition Commission, for the Promotion and Improvement of Agricultural, Livestock and Allied Expositions and Show, Defining the Powers and Duties of Said Commission, Providing an Appropriation Therefore, and the Method of Allocation and Disbursement of Such Appropriation; Declaring an Emergency.

Introduction, first reading and reference, 201.
Reported back, 286, 442.

Senate Bill No. 129—(Troxel)

Referred to Committee on Game and Fish.

Senate Bill No. 129. A Bill for an Act to Amend and Re-act Section 17 of Chapter 148, Laws of 1931, Relative to Trespassing While Hunting.

Introduction, first reading and reference, 201.

Reported back, 360.

Second reading, 391.

To House, 417.

Returned to Senate, 835.

Enrolled, 916.

Signed by President, 1024.

Sent to Governor, 1058.

Senate Bill No. 130—(Thatcher and Kehoe)

Referred to Committee on Judiciary.

Senate Bill No. 130. A Bill for an Act Defining Citizens of the State of North Dakota; Providing for a Judicial Proceeding for the Establishment of Citizenship for the State of North Dakota; And Repealing Section 13 of the 1913 Compiled Laws of the State of North Dakota.

Introduction, first reading and reference, 201.

Reported back, 219.

Second reading, 271.

Final passage, 952.

Other action, 952.

To House, 300.

Returned to Senate, 642.

Enrolled, 989.

Signed by President, 1021.

Sent to Governor, 1057.

Senate Bill No. 131—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 131. A Bill for an Act Validating the Record of Mineral Deeds in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Introduction, first reading and reference, 201.

Reported back, 250.

Second reading, 288.

To House, 311.

Returned to Senate, 614.

Enrolled, 634.

Signed by President, 666.

Sent to Governor, 721.

Senate Bill No. 132—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 132. A Bill for an Act Validating the Record of All Deeds and Mortgages in the Office of the Register of Deeds of the Counties of the State Made Prior to the Passage and Approval of This Act, and Declaring an Emergency.

Introduction, first reading and reference, 201.
Reported back, 250.
Second reading, 289.
To House, 311.
Returned to Senate, 614.
Enrolled, 634.
Signed by President, 666.
Sent to Governor, 721.

Senate Bill No. 133—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Sections 5518 and 5519 of the Compiled Laws of North Dakota for 1913, Relating to Aid to Assessors in Valuing Coal Deposits Reserved to Grantors by Providing That All Deeds and Transfers of Real Property Which Reserves the Coal Deposits to the Grantor Shall Contain a Full Description of the Coal Deposits so Reserved, Its Length, Width, and Thickness, and Validating All Reservations and Conveyances of Other Minerals or Mineral Deposits Made Prior to the Passage and Taking Effect of This Act, and Limiting the Time Within Which Actions May Be Commenced in the Courts of This State to Contest the Validity or Legality of Such Reservations or Conveyances, and Declaring an Emergency.

Introduction, first reading and reference, 201.
Reported back, 250.
Second reading, 289.
To House, 311.
Returned to Senate, 614.
Enrolled, 634.
Signed by President, 665.
Sent to Governor, 721.

Senate Bill No. 134—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 134. A Bill for an Act to Authorize the Leasing of Land Owned by School Districts, Cities, Villages, Townships and Park Districts, for Oil and Gas; Authorizing the Governing Boards to Make Such Leases; Providing for the Consolidation of Such Oil and Gas Leases with Adjoining Lands for Operation and Development; Repealing All Laws and Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Introduction, first reading and reference, 201.
Reported back, 250.
Second reading, 290.
To House, 311.
Returned to Senate, 614.
Enrolled, 634.
Signed by President, 665.
Sent to Governor, 721.

Senate Bill No. 135—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 135. A Bill for an Act Authorizing Executors and Administrators of Decedents and Guardians of Minors and Incompetents to Execute Oil and Gas Leases,

Providing for the Procedure for the Approval and Confirmation of Such Leases, and Validating All Such Leases Executed Prior to the Passage and Taking Effect of This Act, and Declaring an Emergency.

Introduction, first reading and reference, 201.

Reported back, 250.

Second reading, 291.

To House, 312.

Returned to Senate, 618.

Enrolled, 634.

Signed by President, 665.

Sent to Governor, 721.

Signed by Governor, 1028.

Senate Bill No. 136—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 136. A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Introduction, first reading and reference, 201.

Reported back, 250.

Second reading, 292.

To House, 312.

Returned to Senate, 618.

Enrolled, 634.

Signed by President, 665.

Sent to Governor, 721.

Senate Bill No. 137—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 137. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 254 of the Session Laws of 1935; Providing That Deeds Taken in Lieu of Foreclosure Shall Have the Force and Effect of a Sheriff's Certificate on Foreclosure Sale as to All Subsequent Lien Holders; for Notice to Subsequent Lien Holders, of the Record of Such Deeds Preserving to Such Subsequent Lien Holders the Same Rights of Redemption as They Would Have Had, Had Foreclosure Been Made; Providing That After the Period of Redemption Expires, Such Deeds Shall Have the Full Force and Effect of a Sheriff's Deed on Foreclosure as Against Subsequent Lien Holders Who Do Not Redeem.

Introduction, first reading and reference, 201.

Reported back, 250.

Second reading, 292.

To House, 312.

Returned to Senate, 645.

Senate Bill No. 138—(Braun, Bridston, Blank, Brant and Nelson of Grand Forks)

Referred to Committee on State Affairs.

Senate Bill No. 138. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax; Providing for Licensing Purchasers and

Dealers; Providing Penalties for the Violations, and Repealing Chapter 189 of the Session Laws of North Dakota for 1931.

Introduction, first reading and reference, 201.
Withdrawn, 329.

Senate Bill No. 139—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 139. A Bill for an Act to Provide a Method for the Satisfaction of Chattel Mortgages, Crop Mortgages, Conditional Sale Contracts and Other Liens Filed in the Office of the Register of Deeds and Specifying the Form of Such Satisfaction, and Declaring an Emergency.

Introduction, first reading and reference, 233.
Reported back, 385.
Second reading, 423.
Amendments, 423.
Other action, 403, 409, 410, 440.
To House, 479.
Returned to Senate, 671.

Senate Bill No. 140—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 140. A Bill for an Act Authorizing the Sale by Executors, Administrators and Guardians of Estates of Oil, Gas and Mineral Interests in Land, Providing for the Procedure Relative to Such Sales, and Declaring an Emergency.

Introduction, first reading and reference, 233.
Reported back, 286.
Second reading, 306.
Final passage, 873.
Amendments, 305.
Other action, 313, 873.
To House, 324.
Returned to Senate, 642.
Enrolled, 916.
Signed by President, 1000.
Sent to Governor, 1057.

Senate Bill No. 141—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of the State of North Dakota, for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, by Chapter 168 of the Session Laws for 1935, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading and reference, 234.
Reported back, 338.
Second reading, 366.
Other action, 359.
To House, 395.
Returned to Senate, 671.

Senate Bill No. 142—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 142. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of the State of North Dakota to Confirm, Approve and Adopt Oil and Gas Leases, Executed by Owners of the Right of Redemption, Owners of the Title to and Owners of Interest in Lands Subject to Delinquent Tax Charges, Including Lands the Tax Charges Against Which Have Been Adjusted by Contract, and Lands Forfeited to the County Under Tax Proceedings, and Held by the County by Tax Deeds Sufficient to Constitute Color of Title in the County; and Providing That Upon Such Confirmation, Approval or Adoption, That Such Oil and Gas Leases Shall Be and Become Binding Upon the County and the Lessee Named Therein and Assigns, with Like Force and Effect as Though the County Had Become a Party to the Said Leases; and Providing for the Payment of Rentals, Bonuses and Royalties and the Distribution and Allocation Thereof; and Providing for Constructive Notice to Purchasers of Said Lands from the County, and Validating Prior Proceedings of County Commissioners in Substantial Compliance Herewith.

Introduction, first reading and reference, 234.

Reported back, 287.

Second reading, 306.

To House, 324.

Returned to Senate, 618.

Enrolled, 634.

Signed by President, 664.

Sent to Governor, 721.

Senate Bill No. 143—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 2212, of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, as Amended by Chapter 271 of the Laws of 1927, as Amended by Chapter 121 of the Laws of 1931, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds, Mineral Deeds and Other Instruments of Conveyances, and Declaring an Emergency.

Introduction, first reading and reference, 234.

Reported back, 286.

Second reading, 305, 316.

Final passage, 873.

Other action, 316, 873.

To House, 332.

Returned to Senate, 643.

Enrolled, 916.

Signed by President, 1000.

Sent to Governor, 1057.

Senate Bill No. 144—(Dahl)

Referred to Committee on Public Health.

Senate Bill No. 144. A Bill for an Act to Amend and Re-enact Section 499 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 212 of the 1931 Session Laws of the State of North Dakota Relating to

Who Exempt from Employing a Registered Pharmacist and Providing for Sale by Certain Retailers of Emergency Household Medicines and Poisons.

Introduction, first reading and reference, 234.

Reported back, 446.

Second reading, 491.

Final passage, 516.

Other action, 459.

To House, 540.

Returned to Senate, 836.

Senate Bill No. 145—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 145. A Bill for an Act to Amend and Re-enact Chapter 236 of the Session Laws of 1937. An Act to Provide for the Assessment of Car Line Companies, Express Companies, and Air Transportation Companies. Providing for the Allocation of the Tax to the State of North Dakota; and Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading and reference, 235.

Reported back, 444.

Second reading, 490, 510.

Final passage, 883.

Other action, 490, 882, 883.

To House, 541.

Returned to Senate, 866, 882.

Enrolled, 987.

Signed by President, 996.

Sent to Governor, 1057.

Senate Bill No. 146—(Bridston, Morgan of Richland and Thatcher)

Referred to Committee on State Affairs.

Senate Bill No. 146. A Bill for an Act Authorizing City Councils of Cities in the State Having a Population 15,000 and Over to Provide Ordinances for the Regulating and Inspecting of Food Markets, Stores and Other Places of Business Where Food Intended for Human Consumption Is Sold at Retail and to Prohibit the Operation Thereof on Sundays, Legal Holidays Not Inconsistent with the Provisions of Any State Laws Relating to the Same Subject Matter; Declaring an Emergency.

Introduction, first reading and reference, 235.

Reported back, 302.

Second reading, 318.

Amendments, 317.

Other action, 326.

To House, 332.

Returned to Senate, 617.

Enrolled, 634.

Signed by President, 664.

Sent to Governor, 721.

Senate Bill No. 147—(Morgan of Walsh)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 147. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining

the Duties of the County Commissioners, Township Supervisors, City Commissioners, City Councilmen and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof; Providing for County Welfare Boards; Providing for Financial Responsibility of Counties and Local Subdivisions for the Aid to Needy Persons; Prescribing Method for Distribution of Funds by Public Welfare Board of North Dakota to Counties; and Repealing Chapter 97 of the Session Laws of North Dakota for 1933, as Amended by Chapters 119 and 123 of the Session Laws of 1935, and Chapters 124 and 126 of the Session Laws of North Dakota for 1939, and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading and reference, 235.
 Reported back, 466.
 Second reading, 515.
 Amendments, 530.
 Other action, 503, 529, 544.
 Final passage, 530.
 To House, 550.
 Returned to Senate, 695.

Senate Bill No. 148—(Drew and Kehoe)

Referred to Committee on Judiciary.

Senate Bill No. 148. A Bill for an Act to Amend and Re-enact Section 7408 of the 1913 Compiled Laws of North Dakota, Relating to Continuance of Actions and Procedure in Case of Death or Other Disability of a Party, and Section 7411 of the 1913 Compiled Laws of North Dakota, Relating to Procedure in Case of Death of One or More Plaintiffs or Defendants.

Introduction, first reading and reference, 235.
 Reported back, 338.
 Second reading, 367.
 To House, 394.
 Returned to Senate, 837.

Senate Bill No. 149—(Gronvold)

Referred to Committee on Insurance.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Sections 1 and 10 of Chapter 109 of the Session Laws of North Dakota for the Year 1935 Relating to Mutual Aid Corporations and Declaring an Emergency.

Introduction, first reading and reference, 236.
 Reported back, 326.
 Second reading, 348.
 Other action, 303, 740.
 To House, 357.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1024.
 Sent to Governor, 1058.

Senate Bill No. 150—(Kehoe, Dahl, Gronvold and Wog)

Referred to Committee on Judiciary.

Senate Bill No. 150. A Bill for an Act Providing for the Change of Place of Trial of Civil and Criminal Actions

Triable to a Jury in Counties Where Jury Terms Have Not Been Held for a Period of One Year, and Providing the Necessary Procedure Therefor, in Addition to That Now Provided by Law for the Change of Place of Trial of Criminal and Civil Actions.

Introduction, first reading and reference, 236.
 Reported back, 338.
 Second reading, 367.
 Other action, 359.
 To House, 394.
 Returned to Senate, 671.

Senate Bill No. 151—(Bond and Troxel)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Subsection (E) of Chapter 279 of the Session Laws of 1931, the Same Being an Amendment of Section 2166 C. L. 1913 as Amended by Section 3 of Chapter 241 of the Session Laws of 1929, Relating to Collection of Personal Property Taxes by County Sheriff, and Declaring an Emergency.

Introduction, first reading and reference, 236.
 Reported back, 384.
 Second reading, 405.
 Other action, 396.
 To House, 436.
 Returned to Senate, 745.
 Enrolled, 987.
 Signed by President, 1025.
 Sent to Governor, 1057.

Senate Bill No. 152—(Topp, Dahl and Thatcher)

Referred to Committee on State Affairs.

Senate Bill No. 152. A Bill for an Act to Authorize, Regulate and Control the Handling and Distribution, Sale, Possession, Purchase and Dispensing of Merchandising Boards, and the Sale and Exhibition of Goods and Merchandise Through the Merchandising Board, Providing the Method of Taxing and Licensing of Merchandising Boards; and Providing Penalties for Violations of the Provisions of Said Act.

Introduction, first reading and reference, 236.
 Reported back, 440.
 Second reading, 491.
 Final passage, 507.
 Other action, 459, 487.
 To House, 509.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1024.
 Sent to Governor, 1057.

Senate Bill No. 153—(Committee on Corporations)

Referred to Committee on Corporations.

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 3585 of the Compiled Laws of 1913 as Amended by Chapter 170 of the Session Laws of 1937 Relating to the Qualifications of City Aldermen, Repealing All Acts

and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

- Introduction, first reading and reference, 236.
- Reported back, 335.
- Second reading, 364.
- Amendments, 364.
- Other action, 359, 382.
- To House, 395.
- Returned to Senate, 447, I. P.

Senate Bill No. 154—(Adam)

Referred to Committee on Education.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Subdivision (a) of Sub-Section 1 of Section 1362 of Chapter 240 of the 1931 Session Laws, Relating to the Certification of Teachers.

- Introduction, first reading and reference, 236.
- Reported back, 398.

Senate Bill No. 155—(Morgan of Walsh and Fowler)

Referred to Committee on Appropriations.

Senate Bill No. 155. A Bill for an Act Authorizing the Bank of North Dakota to Transfer Funds for Necessary Operation and Maintenance Expenses of the Grafton State School, the State Hospital for the Insane and the State Tuberculosis Sanatorium, Subject to the Supervision of the Industrial Commission; and Declaring an Emergency.

- Introduction, first reading and reference, 252.
- Reported back, 500.
- Second reading, 545.
- Other action, 278, 545, 363.
- To House, 549.
- Returned to Senate, 887.
- Enrolled, 916.
- Signed by President, 1024.
- Sent to Governor, 1057.

Senate Bill No. 156—(Page, Wog, Nelson of Grand Forks, Braun, Fowler, O'Brien, Dahl and Bridston)

Referred to Committee on Appropriations.

Senate Bill No. 156. A Bill for an Act Providing That the State Board of Finance and Administration Created and Established by Senate Bill No. — now pending before This Legislative Assembly Shall be the Successor of the Board of Administration and Vesting in and Impassing Upon Said State Board of Finance and Administration All the Rights, Powers, Duties, Obligations and Prerogatives of Said Board of Administration and Transferring Appropriations Made for Said Board of Administration to Said State Board of Finance and Administration.

- Introduction, first reading and reference, 252.
- Reported back, 468.
- Other action, 278, 539, 540.

Senate Bill No. 157—(Page, Wog, Nelson of Grand Forks, Braun, Fowler, O'Brien, Dahl and Bridston)

Referred to Committee on Appropriations.

Senate Bill No. 157. A Bill for an Act Providing for the

Reorganization of the Finances and Administrative Functions of the State of North Dakota by Creating and Establishing the State Board of Finance and Administration, Defining Its Powers, Duties and Obligations, Fixing the Terms and Compensation of the Members of Said Board, Making Certain Existing Appropriations Available for Its Use and Maintenance, and Transferring to Said State Board of Finance and Administration the Existing Powers, Duties and Obligations of the Existing Industrial Commission, State Securities Commission, State Budget Board and State Auditing Board, and Providing Penalties and Repealing All Acts or Parts of Acts in Conflict with This Act.

Introduction, first reading and reference, 253.

Reported back, 469.

Second reading, 568.

Other action, 278, 539, 540, 568, 578.

Senate Bill No. 158—(Braun)

Referred to Committee on State Affairs.

Senate Bill No. 158. A Bill for an Act to Amend and Re-enact Section 3080a6 of the 1925 Supplement to the 1913 Code, Relating to the Transporting and Shipping of Kerosene and Gasoline Into the State of North Dakota, and Providing for Inspection Fees and Reports Relating Thereto.

Introduction, first reading and reference, 253.

Reported back, 523.

Second reading, 560.

Final passage, 574.

To House, 583.

Returned to Senate, 837.

Senate Bill No. 159—(Aandahl, Fowler, Raschko and Brunsdale)

Referred to Committee on State Affairs.

Senate Bill No. 159. A Bill for an Act Amending and Re-enacting Chapter 147, Laws of 1939, Permitting the Purchase of Motor Vehicle Fuel to Be Used Solely for Agricultural, Industrial, and Domestic Purposes, Without the Payment of a Motor Vehicle Fuel Tax on the Purchase Price Thereof; Licensing Purchasers and Dealers; and Providing Conditions for Licensing; and Providing Penalties for the Violations of This Act.

Introduction, first reading and reference, 253.

Reported back, 475.

Second reading, 508.

Final passage, 869.

Other action, 339, 345, 504, 869.

To House, 509.

Returned to Senate, 843.

Enrolled, 987.

Signed by President, 996.

Sent to Governor, 1057.

Senate Bill No. 160—(Kehoe)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended

and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation.

Introduction, first reading and reference, 253.
Reported back, 444.

Senate Bill No. 161—(Committee on Education)

Referred to Committee on Education.

Senate Bill No. 161. A Bill for an Act to Amend and Re-enact Section 1504 of the Compiled Laws of 1913 and Sections 1505, 1515, 1518, 1521, 1523 and 1528 of the 1925 Supplement to Compiled Laws of 1913 Relating to the Teacher's Insurance and Retirement Fund

Introduction, first reading and reference, 253.

Reported back, 496.

Second reading and final passage, 912.

Other action, 544, 578, 825.

To House, 583.

Returned to Senate, 834.

Enrolled, 987.

Signed by President, 996.

Sent to Governor, 1057.

Conference Committee, 826.

Conference Committee report, 898, 911.

Senate Bill No. 162—(Streibel and Drew)

Referred to Committee on Education.

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact § 1179 of the Compiled Laws for 1913 Relating to Powers of School Districts to Admit Pupils from Other Districts Providing for Payment of Tuition, and Transportation.

Introduction, first reading and reference, 254.

Reported back, 446.

Second reading, 490.

Final passage, 939.

Other action, 459, 939.

To House, 503.

Returned to Senate, 672.

Enrolled, 989.

Signed by President, 1012.

Sent to Governor, 1057.

Senate Bill No. 163—(Committee on Insurance)

Referred to Committee on Insurance.

Senate Bill No. 163. A Bill for an Act Providing for the Insurance of Certain Personal Property Owned or Controlled by Any State Department, Institution, Industry or Business or by Any Political Subdivision of This State and Repealing All Conflicting Acts.

Introduction, first reading and reference, 254.

Reported back, 522.

Senate Bill No. 164—(Stucke, Drew and Bridston)

Referred to Committee on State Affairs.

Senate Bill No. 164. A Bill for an Act to Promote and Protect the Public Health Through the Regulation of the Business of Plumbing; Creating a State Board of Plumbing

and Empowering Said Board to Adopt Rules Governing the Practice of Plumbing and Establishing a Code of Minimum Standards for Plumbing Work; Providing for the Licensing and Regulation of Plumbers and the Regulation, Supervision and Inspection of Plumbing Work; Providing Concurrent Authority for Cities and Villages; and Fixing Penalties.

Introduction, first reading and reference, 254.
 Reported back, 462.
 Second reading, 515.
 Final passage, 526.
 Other action, 503.
 To House, 542.
 Returned to Senate, 887.
 Enrolled, 987.
 Signed by President, 995.
 Sent to Governor, 1057.

Senate Bill No. 165—(Kehoe and Bridston)

Referred to Committee on Corporations.

Senate Bill No. 165. A Bill for an Act Providing for the Issue of Stock Without Par Value with Such Qualifications, Limitations, Restrictions, and Such Special and Relative Rights and Value as Shall Be Stated in the Articles of Incorporation, or in the By-Laws of the Corporation.

Introduction, first reading and reference, 275.
 Reported back, 334.
 Second reading, 363.
 To House, 395.
 Returned to Senate, 671, 835.
 Other action, 692, 693.
 Enrolled, 916.
 Signed by President, 977.
 Sent to Governor, 988.

Senate Bill No. 166—(Wog, Flatt, Guenther, Brunsdale, Lavik and Brant)

Referred to Committee on Appropriations.

Senate Bill No. 166. A Bill for an Act Providing for Special Audits and Investigations of the North Dakota Mill and Elevator Association, the Bank of North Dakota, the State Highway Department and the Office of State Highway Commissioner, the Board of Administration, the Board of University and School Lands, the Industrial Commission and the State Securities Commission, and Such Other Offices, Departments, Institutions and Commissions of the State as the Governor Shall Designate; Providing for the Appointment of a Special Examining Commissioner and for the Prosecution of Any Action or Proceeding Which May Be Deemed Warranted as a Result of Such Audit, Investigation or Check Up; Providing for an Appropriation to Carry Out the Purposes of This Act, and Declaring an Emergency.

Introduction, first reading and reference, 275.
 Reported back, 523.
 Second reading, 560.
 Final passage, 576.
 Other action, 291, 544.
 To House, 582.

Returned to Senate, 746.
Enrolled, 916.
Signed by President, 1025.
Sent to Governor, 1057.

Senate Bill No. 167—(Committee on Education)

Referred to Committee on Education.

Senate Bill No. 167. A Bill for an Act to Provide for the Creation of the State Equalization Fund; Providing for Its Distribution in the Payment of Costs of Correspondence Work, Costs of Vocational Education, High School Tuition and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit and Per Pupil Basis and Providing for the Distribution of an Emergency Fund and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; and to Provide for Penalty for Making False Reports; Repealing Chapter 209 of the Session Laws of 1939 and All Acts or Parts of Acts in Conflict Therewith.

Introduction, first reading and reference, 276.

Reported back, 444.

Second reading, 491, 511, 827.

Other action, 459, 487, 510, 825.

To House, 543.

Returned to Senate, 744.

Enrolled, 916.

Signed by President, 1001.

Sent to Governor, 1057.

Senate Bill No. 168—(Raschko, Foss, Young, Fowler and Fetton)

Referred to Committee on Appropriations.

Senate Bill No. 168. A Bill for an Act Providing for the Appointment of a Commission to Examine the Accounting Systems of State Departments and Institutions and of Local Sub-Divisions; Providing for the Establishment of Uniform Systems of Accounting, and Providing a Penalty for Violation; Providing for Biennial Examinations of the Affairs of State Departments and Institutions; Providing an Appropriation; and Repealing Sections 711, 712, 713, and 714 of the Compiled Laws of North Dakota for 1913.

Introduction, first reading and reference, 276.

Re-referred, 291.

Reported back, 463.

Senate Bill No. 169—(Rue)

Referred to Committee on Corporations.

Senate Bill No. 169. A Bill for an Act Providing for the Destruction of Certain Bonds, Coupons, Warrants and Other Evidences of Debt of Cities and Villages, Providing the Procedure to Be Adopted and Used Before Destruction and the Time During Which Such Documents Must Be Kept Before Destruction Thereof.

Introduction, first reading and reference, 276.

Reported back, 335.

Second reading, 363.

To House, 395.

Returned to Senate, 619.

Enrolled, 634.
Signed by President, 664.
Sent to Governor, 721.

Senate Bill No. 170—(Committee on Judiciary)

Referred to Committee on Judiciary.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Chapter 304 of the Session Laws of 1931 Relating to Validating Certain Deeds, Judgment, Mortgage Foreclosures, and Other Transactions of Real Property.

Introduction, first reading and reference, 276.
Reported back, 385.
Second reading, 406.
Final passage, 414.
To House, 437.
Returned to Senate, 671.

Senate Bill No. 171—(Raschko and O'Brien)

Referred to Committee on Insurance.

Senate Bill No. 171. A Bill for an Act Authorizing the Board of Commissioners of the Workmen's Compensation Bureau to Limit the Right to Unemployment Compensation Benefits in the Case of Workers in Seasonal Industries and Classes of Occupations Within Seasonal Industries; Providing for Determinations of Seasonal Industries and Seasonal Occupations Within Such Industries.

Introduction, first reading and reference, 276.
Reported back, 521.
Second reading, 560.
Final passage, 571, 579.
Other action, 579.
To House, 583.
Returned to Senate, 645.

Senate Bill No. 172—(Braun, Bridston, Blank and Topp)

Referred to Committee on State Affairs.

Senate Bill No. 172. A Bill for an Act Defining and Prohibiting Unfair Sales and Unfair Trade Practices, Prohibiting the Advertising or Offering for Sale or Selling Merchandise Below Actual Cost for the Purpose of Having the Effect of Injuring Competitors or Destroying Competition, and Providing Penalties for the Violation and Remedies for the Enforcement of the Provisions Thereof.

Introduction, first reading and reference, 277.
Reported back, 501.
Second reading, 560.
Final passage, 567, 865.
Other action, 544, 865.
To House, 583.
Returned to Senate, 866.
Enrolled, 916.
Signed by President, 1001.
Sent to Governor, 1057.

Senate Bill No. 173—(Foss)

Referred to Committee on Corporations.

Senate Bill No. 173. A Bill for an Act Conferring Acqui-

tional Powers Upon Cities and Park Districts; Authorizing the Leasing or Rental of Public Property Thereof; Limiting the Terms of Such Leases or Rental Agreements; Validating Certain Acts of Municipalities.

Introduction, first reading and reference, 277.
 Reported back, 397.
 Second reading, 424.
 To House, 479.
 Returned to Senate, 696.

Senate Bill No. 174—(Gronvold)

Referred to Committee on Irrigations.

Senate Bill No. 174. A Bill for an Act Providing for the Dissolution of Irrigation Districts; Providing for the Sale of the Assets of Such Districts; Providing for the Disposition of Cash Assets of the District After All District Obligations Have Been Fully Paid; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Introduction, first reading and reference, 277.
 Reported back, 360.
 Second reading, 391.
 To House, 417.
 Returned to Senate, 696.
 Enrolled, 722.
 Signed by President, 798.
 Sent to Governor, 986.

Senate Bill No. 175—(Bond, Gronvold, Stucke and Watt)

Referred to Committee on Printing.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 92 and 93 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Printing and Distribution of the Legislative Manual or North Dakota Blue Book.

Introduction, first reading and reference, 277.
 Reported back, 460.
 Second reading, 517.
 To House, 541.
 Returned to Senate, 835.
 Enrolled, 916.
 Signed by President, 1025.
 Sent to Governor, 1057.

Senate Bill No. 176—(Nelson of Grand Forks, Bridston, Drew and Foss)

Referred to Committee on Appropriations.

Senate Bill No. 176. A Bill for an Act Establishing a State-Wide Merit System for the State of North Dakota, Defining the Terms Used in Said Act, Establishing a Merit System Council; Providing for the Appointment of a Supervisor; Providing Duties for Said Council and for Said Supervisor; Providing for the Enactment of Rules by the Council; Providing a Classified and Unclassified Service for the Employees of the State of North Dakota and Its Agencies; Providing the Status for Present Employees; Providing for a Classification Plan, a Compensation Plan and for Class Titles; Providing for the Allocation and Re-allocation of

Positions and Amendments for a Classification Plan; Providing Methods for the Establishment of Registers and Filling Vacancies by Examination and Promotion; Providing Rules for the Conduct of Examinations and for Various Types of Appointments, Including Seasonal, Probationary and Extraordinary Appointments; Providing for Transfer and Assignment Within the State Service and for Service Standards and Ratings; Providing for Leaves of Absence, Vacation and Sick Leave; Providing Rules Governing Layoffs, Suspensions, Dismissals; Providing a System of Appeals; Prohibiting Political Activities; Prohibiting Certain Acts; Providing for the Enforcement of This Act and for Penalties for Violation of Terms Thereof; Making an Appropriation.

Introduction, first reading and reference, 277.

Re-referred, 291.

Reported back, 463.

Second reading, 515, 547.

Amendments, 547.

Other action, 525.

Senate Bill No. 177—(Drew)

Referred to Committee on Public Health.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of 1913 as Amended and Re-enacted by Section 1 of Chapter 232, Laws of 1935, and Declaring an Emergency.

Introduction, first reading and reference, 278.

Reported back, 339.

Second reading, 368, 404.

Final passage, 430.

Amendments, 403, 430.

Other action, 403, 418, 423, 439.

To House, 479.

Returned to Senate, 670.

Enrolled, 916.

Signed by President, 999.

Sent to Governor, 1057.

Senate Bill No. 178—(Blank, Young, Dahl, Guenther and Morgan of Richland)

Referred to Committee on Game and Fish.

Senate Bill No. 178. A Bill for an Act Providing for a North Dakota Game and Fish Department Under the Control and Supervision of a Game and Fish Commission of North Dakota, Consisting of Six Members, Defining the Powers and Duties of the Commission, Transferring to the Commission Certain Powers and Duties, and Repealing Chapter 130 of the 1929 Session Laws, Chapter 120 of the 1933 Session Laws, Chapter 145 of the 1935 Session Laws, and All Other Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading and reference, 281.

Reported back, 360.

Second reading, 409.

Final passage, 414.

Other action, 402, 410.

Senate Bill No. 179—(Stucke, Bridston, Beaton and Aandahl)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 179. A Bill for an Act to Encourage Rural Electrification; Classifying the Personal Property of Rural Electric Cooperatives and Imposing a Gross Receipts Tax on Such Cooperatives in Lieu of All Other Taxes on Their Personal Property; Providing for the Collection of Such Tax and Appropriating the Proceeds; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading and reference, 281.

Reported back, 498.

Second reading, 560.

Final passage, 566.

Amendments, 566.

Other action, 544, 578.

To House, 582.

Returned to Senate, 670.

Enrolled, 678.

Signed by President, 716.

Sent to Governor, 987.

Senate Bill No. 180—(Thatcher, Kehoe and Stucke)

Referred to Committee on State Affairs.

Senate Bill No. 180. A Bill for an Act Amending and Re-enacting Section 3 of the Initiated Act Approved by the People of the State of North Dakota, June 29, 1932, Relating to and Fixing the Salaries of County Officials Hereafter Elected; Auditor, Treasurer, Sheriff, Superintendent of Schools, Register of Deeds, County Judge, State's Attorney and Clerk of the District Court.

Introduction, first reading and reference, 281.

Reported back, 397, 466.

Second reading, 529.

Other action, 418, 426, 431, 504.

Senate Bill No. 181—(Young and Kehoe)

Referred to Committee on State Affairs.

Senate Bill No. 181. A Bill for an Act to Establish a Uniform Conditional Sales Law.

Introduction, first reading and reference, 281.

Reported back, 398, 462.

Other action, 398, 463, 504.

Senate Bill No. 182—(Streibel, Wog and Olson of Mountrail)

Referred to Committee on Highways.

Senate Bill No. 182. A Bill for an Act Amending and Re-enacting Section 25 of Chapter 164 of the Session Laws of 1933, Providing for the Collection of Certificate and Permit Fees and Providing for an Identification Tag Fee from Carriers by Motor Vehicle, Except Passenger Common Carriers Who Pay the Seat Tax Under Chapter 180 of the Session Laws of 1935.

Introduction, first reading and reference, 282.

Reported back, 534.

Second reading, 560.

Final passage, 577.

Other action, 544.

To House, 582.
 Returned to Senate, 887.
 Enrolled, 916.
 Signed by President, 999.
 Sent to Governor, 1057.

Senate Bill No. 183—(Kehoe)

Referred to Committee on State Affairs.

Senate Bill No. 183. A Bill for an Act Providing that County Funds Used for Relief Are Not a Gift; Providing for a General Claim by the County Against the Estate of a Recipient; Providing that the Statute of Limitations Shall Not Run Against Such Claim; and Declaring an Emergency.

Introduction, first reading and reference, 282.

Reported back, 397.

Second reading, 426, 431.

Final passage, 953.

Other action, 426, 879, 882, 953.

Message from House, 953.

To House, 479.

Returned to Senate, 744.

Enrolled, 989.

Signed by President, 1021.

Sent to Governor, 1057.

Senate Bill No. 184—(Solberg and Blank)

Referred to Committee on State Affairs.

Senate Bill No. 184. A Bill for an Act to Create a Governmental Reform Commission; Providing for the Number of Its Members; Their Appointment and Qualifications; the Term of Office and Filling of Vacancies; Providing for its Organization; Prescribing Its Powers and Duties; Providing for an Appropriation; and Declaring an Emergency.

Introduction, first reading and reference, 282.

Reported back, 463.

Second reading, 515.

Final passage, 888.

Other action, 503, 525, 549, 578, 888.

To House, 583.

Returned to Senate, 867.

Enrolled, 987.

Signed by President, 1022.

Sent to Governor, 1047.

Senate Bill No. 185—(Raschko)

Referred to Committee on Banks and Banking.

Senate Bill No. 185. A Bill for an Act to Amend and Re-enact Section 6789, of the Compiled Laws of North Dakota, for the Year 1913; and Repealing Section 6786, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Pledged Securities.

Introduction, first reading and reference, 282.

Reported back, 397.

Second reading, 425.

Amendments, 425.

Other action, 440.

To House, 479.

Returned to Senate, 671.

Senate Bill No. 186—(Nelson of Grand Forks and Young)

Referred to Committee on Appropriations.

Senate Bill No. 186. A Bill for an Act Removing Statutory Limitations on Salaries to Be Paid to the State Highway Commissioner, Chief Engineer, Engineers, Assistant Engineers and Draftsmen in the Highway Department Between April 1, 1941 and June 30, 1943; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading and reference, 282.

Reported back, 383, 461.

Other action, 396, 396, 423, 503.

To House, 543.

Returned to Senate, 745.

Signed by President, 907.

Sent to Governor, 1057.

Senate Bill No. 187—(Brant)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 267 of the Session Laws of 1927, as Amended and Re-enacted by Section 3 of Chapter 282 of the Session Laws of 1931, as Amended and Re-enacted by Section 3 of Chapter 251 of the Session Laws of 1933, Pertaining to an Estate Tax.

Introduction, first reading and reference, 282.

Reported back, 444.

Senate Bill No. 188—(Committee on Delayed Bills)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 259 of the Session Laws of 1937; Being and Act to Authorize, Regulate, and Control the Transportation, Importation, Handling, Possession, Purchase, Sale and Dispensing of Alcohol, and Alcoholic Beverages in the State of North Dakota; Defining Alcoholic Beverages, Providing the Method of Taxing and Licensing the Same, Providing the Manner of Expending and Distributing the Revenues from Such Licenses and Taxes; Providing Penalties for Violations of the Provisions of Said Act, Providing for a Saving Clause as to the Constitutionality of Any Part of the Act; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Introduction, first reading and reference, 302.

Reported back, 500.

Second reading, 547.

Final passage, 886.

Other action, 544, 882, 886.

To House, 549.

Returned to Senate, 867.

Enrolled, 987.

Signed by President, 1022.

Sent to Governor, 1057.

Senate Bill No. 189—(Committee on Delayed Bills)

Referred to Committee on Appropriations.

Senate Bill No. 189. A Bill for an Act Making an Appro-

priation to Pay for a Portion of the Cost of Constructing a New Highway Approach to the Great Northern Railway Bridge Across the Yellowstone River in McKenzie County, North Dakota, and Declaring an Emergency.

Introduction, first reading and reference, 313.
 Reported back, 336.
 Other action, 359.
 Second reading, 365.
 To House, 395.
 Returned to Senate, 887.
 Enrolled, 987.
 Signed by President, 995.
 Sent to Governor, 1057.

Senate Bill No. 190—(Committee on Education)

Referred to Committee on Education.

Senate Bill No. 190. A Bill for an Act to Amend and Re-enact Section 13 of Chapter 235 of the Session Laws of 1929 Relating to Tax Levy Limitations.

Introduction, first reading and reference, 314.
 Reported back, 386.
 Second reading, 409.
 Final passage, 424.
 Other action, 403, 409, 410.
 To House, 437.
 Returned to Senate, 671.

Senate Bill No. 191—(Aandahl)

Referred to Committee on Public Welfare.

Senate Bill No. 191. A Bill for an Act to Repeal Chapter 120 of the Session Laws of 1915 Relating to Poor Relief Fund Transfer.

Introduction, first reading and reference, 314.
 Reported back, 443.
 Second reading, 488.
 To House, 541.
 Returned to Senate, 696.

Senate Bill No. 192—(Committee on Delayed Bills)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 192. A Bill for an Act Providing for the Payment of Final Judgments Obtained by the State or Any Agency, Bureau, Department or Officer Thereof Against Any County; Limiting the Amount of Tax That Can Be Levied and Extended in Any One Year; Creating a Special Fund Therefor and Providing for the Disbursement of Such Fund.

Introduction, first reading and reference, 329.
 Reported back, 500.
 Second reading, 545.
 Final passage, 908.
 Other action, 544, 545, 908.
 To House, 549.
 Returned to Senate, 843.
 Signed by President, 1022.
 Sent to Governor, 1057.

Senate Bill No. 193—(Committee on Delayed Bills)

Referred to Committee on Education.

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 1155 Compiled Laws of North Dakota for 1913, Providing for Notice of Annual Election for Common School Districts; Providing for the Designation of Polling Places; Providing for the Appointment of Judge and Clerks of Election; Repeal, and Declaring an Emergency.

Introduction, first reading and reference, 329.

Reported back, 398.

Second reading, 426.

Final passage, 884.

Amendments, 884.

Other action, 418, 740, 884.

To House, 479, 733.

Returned to Senate, 696, 867.

Signed by President, 1022.

Sent to Governor, 1057.

Senate Bill No. 194—(Troxel)

Referred to Committee on Appropriations.

Senate Bill No. 194. A Bill for an Act Making an Appropriation for a Pension for Patricia Ann Crites and Dennis Duane Crites, Minor Children of National Guardsman John E. Crites.

Introduction, first reading and reference, 344.

Reported back, 382.

Second reading, 427.

Other action, 383, 402.

To House, 479.

Returned to Senate, 644.

Enrolled, 653.*

Signed by President, 664.

Sent to Governor, 721.

Signed by Governor, 1028.

Senate Bill No. 195—(Committee on Delayed Bills)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 195. A Bill for an Act Declaring Assessments of Taxable Property in Excess of the Full and True Value in Money Void; Providing for Administrative and Judicial Review of Valuations of Individual or Classes of Taxable Property and the Equalization of Valuations Between Assessment Districts Within and Among the Several Counties of the State, and Prescribing Procedure for Such Review; Providing for the Annual Meetings of the State Board of Equalization to Assess and Equalize Taxable Property, Fixing the Time When Real, Personal and Other Taxes Become Due and Delinquent with Penalties; Prescribing the Time for the Levy of State Taxes, and the Fixation of the Mill Rate for State Purposes; Providing That the Act Operate Prospectively Only; Repealing Subdivision 7 of Section 1, Chapter 276 of the Session Laws of 1931, Chapter 225 of the Session Laws of 1939, Section 2141a of the 1925 Supplement to the Compiled Laws of 1913, Chapter 246 of the Session Laws of 1937 and Chapter 233 of the Session Laws of 1939, and Declaring an Emergency.

Introduction, first reading and reference, 344.
 Reported back, 467.
 Second reading, 550, 880.
 Other action, 504, 525.
 To House, 583.
 Returned to Senate, 878, 879.
 Signed by President, 1023.
 Sent to Governor, 1057.

Senate Bill No. 196—(Committee on Delayed Bills)

Referred to Committee on Public Health.

Senate Bill No. 196. A Bill for an Act to Provide Revenue for the Enforcement of the Paint and Varnish Laws of This State; to Prevent Fraud and Deception in the Sale of Paints and Varnishes; to Prevent Adulteration and Misbranding Thereof; to Provide Licensing, Payment and Disposition of License Fees; and Provide Penalties for Violations Thereof.

Introduction, first reading and reference, 344.
 Reported back, 385.
 Second reading, 427.
 Other action, 385, 402.
 To House, 436.
 Returned to Senate, 836.

Senate Bill No. 197—(Committee on Delayed Bills)

Referred to Committee on Public Health.

Senate Bill No. 197. A Bill for an Act to Provide Revenue for the Enforcement of the North Dakota Food and Drugs Act and the North Dakota Cosmetic Act; Prevent Adulteration and Misbranding of Foods, Drugs and Cosmetics; to Provide for Registration and Licensing Thereof; and to Provide Penalties for Violation Thereof.

Introduction, first reading and reference, 344.
 Reported back, 385.
 Second reading, 428.
 Other action, 385, 402.
 To House, 479.
 Returned to Senate, 671.

Senate Bill No. 198—(Joint Committee on Refunding State Indebtedness)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 198. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Real Estate Refunding Series, for the Purpose of Refunding Outstanding Bonds of North Dakota, Real Estate Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Introduction, first reading and reference, 352.
 Reported back, 443.
 Second reading, 491, 512.
 Final passage, 507.
 Other action, 459, 487, 512.
 To House, 540.
 Returned to Senate, 743.

Senate Bill No. 199—(Blank)

Referred to Committee on Appropriations.

Senate Bill No. 199. A Bill for an Act to Make an Appropriation for Financing the Operation and Maintenance of Fort Lincoln Park.

Introduction, first reading and reference, 356.

Reported back, 442.

Other action, 442.

Senate Bill No. 200—(Rue)

Referred to Committee on Appropriations.

Senate Bill No. 200. A Bill for an Act Making an Appropriation of \$100,000.00 to a Fund to Be Known as the Emergency National Defense Fund; Providing for its Disbursement by the Governor; Empowering the Governor to Declare the Existence of a National Defense Emergency; and Declaring an Emergency.

Introduction, first reading and reference, 356.

Reported back, 461.

Senate Bill No. 201—(Committee on Delayed Bills)

Referred to Committee on Public Health.

Senate Bill No. 201. A Bill for an Act Specifying the Duties of the Clerks of the District Court and of the County Court with Increased Jurisdiction Relating to the Furnishing of Information to the State Registrar of Vital Statistics.

Introduction, first reading and reference, 375.

Reported back, 385.

Second reading, 429.

Amendments, 701.

Other action, 386, 402.

To House, 479.

Returned to Senate, 698.

Enrolled, 989.

Signed by President, 1018.

Sent to Governor, 1056.

Senate Bill No. 202—(Committee on Delayed Bills)

Referred to Committee on Public Health.

Senate Bill No. 202. A Bill for an Act Providing for Proof of Birth, the Correction of Birth Records, the Issuance by the State Registrar of Vital Statistics of a Certification of the Record of the Proof of Birth, Providing that All Records of State Registrar of Vital Statistics are Confidential, Repealing Chapter 109 of the Session Laws for the Year 1939 and Declaring an Emergency.

Introduction, first reading and reference, 375.

Reported back, 386.

Second reading, 429.

Amendments, 699.

Other action, 386, 402.

To House, 479.

Returned to Senate, 698.

Enrolled, 989.

Signed by President, 1017.

Sent to Governor, 1056.

Senate Bill No. 203—(Committee on Delayed Bills)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 203. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Counties in This State in Counties Where Tax Levies Upon Taxable Real and Personal Property Have Been Declared Null and Void and Vacated by Courts of Competent Jurisdiction to Meet and Make Proper Tax Levies Upon the Property So Involved for the Year or Years in Which Such Tax Levies Have Been Vacated; Providing for the Giving of Notice of Such Meeting to the Owners of Such Property or Their Successors in Interest; the Levying and Extension of Taxes Upon Such Property; Making Such Taxes a Lien Upon Such Property and Further Providing that All General Statutes Relating to Due and Delinquent Taxes and the Collection Thereof Shall Be Applicable to the Tax Levies Made Under the Provisions of This Act, hereof and Making the Act Retroactive.

Introduction, first reading and reference, 387.

Reported back, 444.

Second reading, 489.

Final passage, 938.

Other action, 935.

To House, 541.

Returned to Senate, 745.

Signed by President, 1011.

Sent to Governor, 1057.

Senate Bill No. 204—(Nelson of Grand Forks and Bridston)

Referred to Committee on Appropriations.

Senate Bill No. 204. A Bill for an Act to Make an Appropriation to Pay Expenses Resulting from the Death of Honorable Max Rabinovich, Member of the State Board of Pardons, While Away from His Home in the Performance of His Official Duties; and Declaring an Emergency.

Introduction, first reading and reference, 388.

Reported back, 442.

Second reading, 489.

To House, 541.

Returned to Senate, 745.

Signed by President, 998.

Sent to Governor, 1057.

Senate Bill No. 205—(Brant)

Referred to Committee on Tax and Tax Laws.

Senate Bill No. 205. A Bill for an Act Providing for the Giving of Notice and Fixing the Time of the Expiration of the Period of Redemption on Property Sold to the County for Delinquent Taxes Limiting the Amount of Delinquent Taxes to Be Included; Providing for the Service of Notice by Registered Mail and Publication; Prescribing the Effect of Failure to Redeem; Authorizing Issuance of Tax Deeds; Providing for Classification and Appraisal for Property for Sale; Fixing the Time of Notice and Terms of Public and Private Sale; Prescribing Form of Deed on Resale; Providing for Distribution of Proceeds; Reserving the Right to the Owner to Repurchase; Authorizing Cancellation of Taxes;

Requiring Tender of Taxes in Actions; Repealing Chapters 235 and 238 of the Session Laws of 1939, and Declaring an Emergency.

Introduction, first reading and reference, 398.
 Reported back, 461.
 Second reading, 515.
 Final passage, 525, 901.
 Amendments, 700.
 To House, 542.
 Returned to Senate, 697.
 Enrolled, 989.
 Signed by President, 1020.
 Sent to Governor, 1057.
 Conference Committee, 741, 746.
 Conference Committee report, 205.
 Message from House, 967.

Senate Bill No. 206—(Committee on Delayed Bills)

Referred to Committee on State Affairs.

Senate Bill No. 206. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the "County Consolidated Office Form," Prescribing the Procedure for the Adoption Thereof, and Defining the Powers and Duties of the County Officers Provided for Thereunder.

Introduction, first reading and reference, 399.
 Reported back, 463.
 Second reading, 538.
 Final passage, 984.
 Amendments, 538.
 Other action, 527, 579, 908, 909, 927, 984.
 To House, 584.
 Returned to Senate, 837, 920.
 Enrolled, 989.
 Signed by President, 1018.
 Sent to Governor, 1057.

Senate Bill No. 207—(Committee on Delayed Bills)

Referred to Committee on Appropriations.

Senate Bill No. 207. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Expend From an Appropriation Made for That Purpose, Not to Exceed \$8,000.00 to Build, Improve, Rebuild, Repair, Construct or Reconstruct Buildings and Other Improvements Necessary to Carry Out the Purposes of This Act, on That Part of the South Half of Section 36, Township 137, Range 53, Cass County, North Dakota, Owned By the State; Creating a Special Commission to Be Known as the "Four C's Commission"; Defining Its Powers and Duties; Authorizing Said Commission to Employ All Necessary Labor, Purchase and Sell Materials and to Enter Into Any and All Contracts Necessary or Convenient for the Purpose of Carrying Out the Provisions Hereof; Directing Said Board of University and School Lands to Enter Into a Contract of Lease with Nick Brown and Ella H. Brown, His Wife, Jointly, of Leonard, North Dakota, for the Occupancy of Said Premises During the Period Stated Herein at a Rental of \$1.00 per Year; Granting Option to Purchase; and Declaring an Emergency.

Introduction, first reading and reference, 423.
 Reported back, 462.
 Second reading, 569.
 Amendments, 569.
 Other action, 504, 527, 568, 578.
 To House, 582.
 Returned to Senate, 837.

Senate Bill No. 208—(Committee on Delayed Bills)

Referred to Committee on Judiciary.

Senate Bill No. 208. A Bill for an Act Authorizing Counties to Maintain Actions in Adverse Claims to Quiet Title to Lands Acquired Through Tax Deeds; Providing for the Joinder of the Causes of Action and Parties Defendant; Providing for Separate Trials and Judgments; Authorizing Judgments by Default and Prescribing the Procedure Applicable to the Service of Process and Trial of Such Actions.

Introduction, first reading and reference, 431.
 Reported back, 466.
 Second reading, 528.
 Other action, 527.
 To House, 583.
 Returned to Senate, 670.
 Enrolled, 678.
 Signed by President, 716.
 Sent to Governor, 987.

Senate Bill No. 209—(Committee on Delayed Bills)

Referred to Committee on Highways.

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a Secondary Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

Introduction, first reading and reference, 485.
 Reported back, 535.

Senate Bill No. 210—(Committee on Delayed Bills)

Referred to Committee on Highways.

Senate Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6, Chapter 125, Session Laws of North Dakota for the Year 1933, Providing That the Powers and Duties of the State Highway Commissioner Shall Include Authority to Remove Certain Routes, Roads and Highways from the State Highway System.

Introduction, first reading and reference, 485.
 Reported back, 535.

Senate Bill No. 211—(Committee on Delayed Bills)

Referred to Committee on Corporations.

Senate Bill No. 211. A Bill for an Act to Amend and Re-enact Subsection 2 of § 3 of Chapter 181 of the Session Laws of 1933, 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.

Introduction, first reading and reference, 536.

Reported back, 539.

Senate Bill No. 212—(Committee on Delayed Bills)

Senate Bill No. 212. A Bill for an Act Relating to National and State Defense, Providing for the Establishment of a State Council of Defense and Prescribing the Powers and Duties Thereof; and Declaring an Emergency.

Introduction, first reading, 536.

Bill not introduced, due to objection by Senator Owings.

Senate Bill No. 213—(Committee on Delayed Bills)

Senate Bill No. 213. A Bill for an Act Making it Unlawful for Any State Official or Employee to Receive More Compensation Than Is Authorized by Law and Providing a Penalty.

Introduction, first reading, 536.

Bill not introduced, due to objection by Senator Owings.

Senate Bill No. 212—(Stucke)

(Should have been numbered 214.)

Referred to Committee on Public Health.

Senate Bill No. 212. A Bill for an Act to Prohibit the Manufacture, Sale or Storage of Imitation Butter, Patent or Processed Butter, or Ingredients Sold for the Purpose of Home Manufacture of Imitation Butter; excepting Oleomargarine; and Providing a Penalty; and Declaring an Emergency.

Introduction, first reading and reference, 734.

Reported back, 748.

Second reading, 828.

Amendments, 828, 829.

To House, 839.

Returned to Senate, 888.

Enrolled, 916.

Signed by President, 999.

Sent to Governor, 1057.

SENATE RESOLUTIONS

Senate Concurrent Resolution No. 1—(Tweten)

Referred to Committee on State Affairs.

Senate Concurrent Resolution No. 1. A Concurrent Resolution Providing for the Amendment of Section 157 of Article IX of the Constitution of the State of North Dakota Relating to the Appraisal of School Lands.

Introduction, first reading and reference, 42.

Reported back, 106.

Senate Concurrent Resolution No. 2—(Brant)

Referred to Committee on Tax and Tax Laws.

Senate Concurrent Resolution 2. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 29 of the Constitution of North Dakota.

Introduction, first reading and reference, 79.

Reported back, 443.

Second reading, 515.

Other action, 515.

To House, 541.

Returned to Senate, 669.

Enrolled, 722.

Signed by President, 796.

Sent to Secretary of State, 986.

Senate Concurrent Resolution No. 3—(Thatcher and Young)

Referred to Committee on State Affairs.

Senate Concurrent Resolution No. 3. A Concurrent Resolution Providing for the Amendment of Sections 53, 56 and 60 of Article 2 of the Constitution of the State of North Dakota, Relating to the Convening of the Legislative Assembly.

Introduction, first reading and reference, 80.

Reported back, 361, 497.

Second reading, 404, 577.

Other action, 404, 544.

To House, 584.

Returned to Senate, 696.

Senate Concurrent Resolution No. 4—(Committee on State Affairs)

Referred to Committee on State Affairs.

Senate Concurrent Resolution No. 4. A Concurrent Resolution Providing for the Amendment of the Constitution to Empower the Legislative Assembly or the Electors by Initiated Measure to Provide for an Appointive Board to Manage the Permanent Funds of the State, Which Board, If Established, Will Supersede, the Board of University and School Lands, and the Local Board of Appraisal, and Repealing Sections 156 and 157 of the Constitution.

Introduction, first reading and reference, 93.

Reported back, 107, 249.

Second reading, 126, 307.
 Other action, 133, 134, 287, 301.
 To House, 325.
 Returned to Senate, 646.

Senate Concurrent Resolution No. 5—(Kehoe and Fowler)

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 5. A Concurrent Resolution Providing for the Amendment of the Constitution to Provide That the Governor or Legislative Assembly Shall Have Authority to Require Advisory Opinions From the Supreme Court.

Introduction, first reading and reference, 110.
 Reported back, 166.
 To House, 197.
 Returned to Senate, 422, I. P.

Senate Joint Resolution No. 1—(Stucke, Fowler, Greiser, Young, Owings and Nelson of Grand Forks)

Senate Joint Resolution No. 1. A Joint Resolution requesting that the State of North Dakota be represented on the Committee on Agriculture of the House of Representatives in Congress.

Introduction, first reading, 11.
 Adopted, 11.
 Messaged to House, 12.
 Returned to Senate, 15.
 Other action, 16.
 Signed by President, 18.
 Sent to Secretary of State, 34.

Joint Memorial Resolution No. 1.

A Memorial Resolution in honor of the late Representative Rieker.

Adopted by Joint session, 392.
 Received from the House, 401.
 Signed by the President, 413.
 Returned to House, 416.

Joint Memorial Resolution No. 2—(Dahl)

Introduction, first reading, adoption, 456.

Senate Memorial Resolution "A"—(Nelson of Grand Forks, Fowler, Stucke)

Expressing sympathy to the family of the late George Young of LaMoure county.

First reading, 26.
 Adopted, 26.
 Other action, 29.
 Signed by the President, 31.
 Delivered to the Secretary of State, 34.

Senate Memorial Resolution "B"—(Streibel)

Expressing sympathy to the family of the late Wesley Matthaei of Wells county.

First reading, 34.
 Adopted, 34.
 Signed by the President, 39.
 To Secretary of State, 43.

Senate Memorial Resolution "C"—(Braun and Morgan of Richland)

Expressing sympathy to the family of the late Henry Field of Richland county.

First reading, 34.

Adopted, 35.

Signed by President, 39.

To Secretary of State, 43.

Senate Memorial Resolution "D"—(Brunsdale, Fowler and Feton)

Expressing sympathy to the family of the late Henry Leum of Traill county.

First reading, 94.

Adopted, 94.

Signed by President, 103.

Senate Memorial Resolution "E"—(Feton, Fowler, Brunsdale)

Expressing sympathy to the family of the late B. W. Lemke of Towner county.

First reading, 111.

Adopted, 111.

Other action, 119.

Signed by President, 128.

To Secretary of State, 130.

Senate Memorial Resolution "F"—(Nelson of Grand Forks, Bridston, Bilden, Stucke and Gronvold)

Expressing sympathy to the family of the late Gustav I. Gullickson.

First reading and adoption, 399.

Signed by President, 434.

Other action, 439.

Sent to Secretary of State, 459.

Senate Memorial Resolution "G"—(Young, Gronvold, Bond and Nelson of Grand Forks)

Expressing sympathy to the family of the late C. H. Porter of LaMoure county.

First reading and adoption, 486.

Enrolled, 544.

Signed by President, 604.

Sent to Secretary of State, 634.

Senate Resolution "A"—(Page and Solberg)

Senate Resolution "A". A Resolution Endorsing the Action of the AAA County Committeemen Favoring an Amendment to the AAA Docket for North Dakota for 1941 Providing That Flax When Sown as a Nurse Crop for Sweet Clover Shall Be Classified as a Neutral.

First reading, 158.

Adoption, 159.

Other action, 165.

Signed by President, 170.

Sent to Secretary of State, 172.

Senate Resolution "B"—(Stucke and Brunsdale)

Senate Resolution "B". A resolution extending best wishes

to Colonel Earl R. Sarles, Commanding Officer of the 164th Infantry, his officers and men, and bidding them Godspeed in their journey to their training camp.

Introduction, first reading, 254.

Adopted, 254.

Signed by President, 296.

Sent to Secretary of State, 313.

Senate Resolution "C"—(Brunsdale and Young)

Senate Resolution "C". A Resolution Extending Invitation to John Cowles, Newspaper Publisher of Des Moines and Minneapolis, Who Accompanied Wendell L. Willkie on Recent Trip Abroad to Gain First-hand Knowledge of War Conditions in Great Britain, to Come to Bismarck and Address the North Dakota Legislature.

Introduced and adopted, 611.

Enrolled, 626.

Signed by President, 626.

Sent to Secretary of State, 678.

Senate Concurrent Resolution "A"—(Committee on Tax and Tax Laws)

Referred to Committee on Tax and Tax Laws.

Senate Concurrent Resolution "A". A Resolution Pertaining to Relief and Debt Survey Commission and Their Continued Duties During the Present Legislative Session.

Introduction, 35.

Adopted, 35.

Other action, 38, 61.

Sent to House, 41.

Signed by President, 64.

To Secretary of State, 86.

Senate Concurrent Resolution "B"—(Committee on Employment)

Referred to Committee on Employment.

Senate Concurrent Resolution "B". A Concurrent Resolution Providing and Designating Senate and House Employees and Naming and Fixing Their Salaries.

First reading on Committee report, 55.

Other action, 57, 66.

To House, 65.

Returned to Senate, 87.

Other action, 89, 91.

Second reading, 89.

Senate Concurrent Resolution "C"—(Bilden, Blank and Owings)

Urging Passage of "Townsend Recovery Plan."

Introduction, first reading, 45.

Other action, 45, 61.

Adopted, 45.

Signed by President, 64.

To Secretary of State, 86.

Senate Concurrent Resolution "D"—(Tweten, Solberg and Olson of Mountrail)

Referred to Committee on State Affairs.

Senate Concurrent Resolution "D". A Concurrent Resolution in Regard to University and School Land Oil Leases and If Production of Oil Is Realized.

- Introduction, reference, 54.
- Reported back, 145.
- Second reading, 164.
- To House, 171.
- Returned from House, 186.
- Other action, 197.
- Signed by President, 213.
- To Secretary of State, 313.

Senate Concurrent Resolution "E"—(Kehoe)

Referred to Committee on State Affairs.

Senate Concurrent Resolution E. A Concurrent Resolution that Norman Charbonneau Be Given a Life Job in the Licensing Dept. at \$100.00 a Month.

- First reading and reference, 79.
- Reported back, 145.

Senate Concurrent Resolution "F"—(Nelson of Grand Forks, O'Brien, Gronvold, Young, Thatcher and Owings)

Referred to Committee on State Affairs.

Senate Concurrent Resolution "F." A Concurrent Resolution Urging Congress to Grant North Dakota an Opportunity to Participate in the Present Defense Program with a View to Using Our Fuel and Other Natural Resources.

- First reading and adoption, 81.
- Sent to House, 85.
- Returned to Senate, 87.
- Signed by President, 100.
- Sent to Secretary of State, 130.

Senate Concurrent Resolution "G"—(Tweten)

Referred to Committee on Agriculture and Livestock.

Senate Concurrent Resolution "G." A Concurrent Resolution Memorializing Congress to Pass Legislation to Enable the Federal Government to Increase the Loan Value on Grains and Farm Products at Least 25%.

- First reading and reference, 133.
- Reported back, 197.
- Second reading, 243.
- Sent to House, 301.
- Returned to Senate, 887.
- Enrolled, 916.
- Signed by President, 1023.
- Sent to Secretary of State, 1058.

Senate Concurrent Resolution "H"—(Kehoe, Olson of Mountrail and Fowler)

Referred to Committee on Judiciary.

Senate Concurrent Resolution "H". For the Appointment of an Interim Legislative Committee on Code Revision; Prescribing the Duties and Compensation of the Committee.

- First reading, 147.
- Reported back, 166.
- Other action, 179.

Second reading, 179.
 Sent to House, 197.
 Other action, 382.
 Signed by President, 413.
 Sent to Secretary of State, 504.

Senate Concurrent Resolution "I"—(Committee on Game and Fish)

Referred to Committee on Game and Fish.

Senate Concurrent Resolution "I". A Resolution Memorializing the U. S. Department of the Interior (Fish and Wild Life Service) to Enact More Suitable Hours for the Taking of Migratory Waterfowl During the Open Season as Provided for by the Fish and Wild Life Service.

First reading, 149.
 Reported back, 173.
 Other action, 182.
 Second reading, 189.
 To House, 215.
 Returned to Senate, 341.
 Other action, 359.
 Signed by President, 375.
 Sent to Secretary of State, 418.

Senate Concurrent Resolution "J"—(Committee on Appropriations)

Referred to Committee on Federal Relations.

Senate Concurrent Resolution "J". A Concurrent Resolution Requesting the Board of Administration to Require a Monthly Rental from Federal Agencies Housed in the Capitol Building.

First reading, 150.
 Reported back, 384.
 Other action, 396.
 Second reading, 407.
 Sent to House, 437.
 Enrolled, 597.
 Signed by President, 603.
 Sent to Secretary of State, 678.

Senate Concurrent Resolution "K"—(Morgan of Walsh and Bridston)

Referred to Committee on Rules.

Senate Concurrent Resolution "K". A Concurrent Resolution Requiring Legislators to File with Each Legislative Proposal at the Time of Introduction of a Bill or Resolution a Clear and Concise Statement of the Objectives and Reasons of Any Measure Introduced in Either House; and Amending Rules Upon Adoption.

First reading, 150.
 Reported back, 173.
 Second reading, 190.

Senate Concurrent Resolution "L"—(Thatcher and Braun)

Referred to Committee on Judiciary.

Senate Concurrent Resolution "L". A Concurrent Resolution Specifying the Number of Copies of the Report of the

Code Revision Commission to Be Prepared for Submission to the Twenty-eighth Legislative Assembly.

First reading, 302.
 Reported back, 338.
 Second reading, 369.
 Sent to House, 395.
 Returned to Senate, 671.
 Enrolled, 722.
 Signed by President, 797.
 Sent to Secretary of State, 986.

Senate Concurrent Resolution "M"—(Stucke and Owings)

Referred to Committee on Irrigation and Drainage.
 Senate Concurrent Resolution "M". A Resolution Memorializing Congress to Construct the Proposed Missouri River Diversion Project.

First reading, 314.
 Reported back, 359.
 Second reading and adoption, 404.
 Sent to House, 437.
 Enrolled, 597.
 Signed by President, 604.
 Sent to Secretary of State, 678.

Senate Concurrent Resolution "N"—(Committee on Employment)

Senate Concurrent Resolution "N." A Concurrent Resolution In Regard to Third House Session and Dance in Capitol Corridors.

First reading and adoption, 387.
 Enrolled, 597.
 Sent to House, 390.
 Signed by President, 604.
 Sent to Secretary of State, 678.

Senate Concurrent Resolution "O"—(Wog and Dahl)

Referred to Committee on Highways.
 Senate Concurrent Resolution "O". A Resolution Requesting Congress to Give Consideration to Need for Appropriations for Roads on Strategic Military Network.
 First reading, 537.
 Reported back, 821.
 Second reading, 829, "P" should read "O".
 To House, 881.
 Returned to Senate, 920.
 Signed by President, 998.
 Enrolled, 989.
 Sent to Secretary of State, 1058.

Senate Concurrent Resolution "P"—(Committee on Public Welfare)

Referred to Committee on Public Welfare.
 Senate Concurrent Resolution "P." A Concurrent Resolution Requesting Congress to Amend Social Security Act to Provide Federal Grants to State for Public Assistance on Equalization Basis.
 First reading and reference, 632.

Reported back, 678.
 Adopted, 773.
 Sent to House, 801.
 Returned to Senate, 959.
 Signed by President, 1025.
 Enrolled, 989.
 Sent to Secretary of State, 1058.

Senate Concurrent Resolution "Q"—(Hill, Stucke, Lofthus)
 Senate Concurrent Resolution "Q." A Concurrent Resolution Requesting Governor John Moses to Place Special Protection on Upland Game Birds for 1941 and 1942 as an Aid in Grasshopper Eradication.

First reading and adoption, 681.
 Sent to House, 714.
 Other action, 733, 740.

Senate Concurrent Resolution "R"—(Committee on Public Welfare)

Referred to Committee on Public Welfare.

Senate Concurrent Resolution "R." A Concurrent Resolution Providing for a Method of Expenditure of Funds Appropriated for Old Age Assistance for the Biennium Beginning July 1, 1941, and Ending June 30, 1943.

First reading and reference, 733.
 Reported back, 821, 907.
 Other action, 821.
 Adopted, 907.
 Other action, 907.
 Sent to House, 919.
 Returned to Senate, 959.
 Enrolled, 989.

Not signed by Lieutenant Governor Hagen because House amendments were not attached.

Senate Concurrent Resolution "S"—(Committee on Public Welfare)

Referred to Committee on Public Welfare.

Senate Concurrent Resolution "S". A Concurrent Resolution Requesting the Bank of North Dakota with the Approval of the Industrial Commission to Make Loans to the Public Welfare Board of North Dakota to Meet the Emergencies for Funds to Match Federal Grants Under the Social Security Programs or General Relief Requirements.

Introduction and first reading, 740.
 Reported back, 815.
 Adopted, 906.
 Sent to House, 919.
 Returned to Senate, 959.
 Enrolled, 989.
 Signed by President, 998.
 Sent to Secretary of State, 1058.

Senate Concurrent Resolution "T"—(Hill, Morgan of Richland and Kehoe)

Referred to Committee on Ways and Means.

Senate Concurrent Resolution "T". A Concurrent Resolu-

tion Relative to Quadruplets Born to Mr. and Mrs. Nick Brown of Cass County, North Dakota.

Introduction and first reading, 741.

Reported back, 747.

Sent to House, 839.

Indefinitely postponed by House.

Senate Concurrent Resolution "U"—(Committee on Employment)

Referred to Committee on Appropriations.

Senate Concurrent Resolution "U." Referring to Extra Work of Comparing and Indexing Permanent Journal of Twenty-Seventh Legislative Assembly— and Appropriation for Same.

First reading, 821.

Reported back, 872.

Adopted, 876.

To House, 881.

Sent to House, 902.

Returned to Senate, 920.

Senate Concurrent Resolution "V"—(Committee on Employment)

Referred to Committee on Appropriations. •

Senate Concurrent Resolution "V." Calling for Compilation of Actions Taken on All Bills Introduced During the Session of the Twenty-seventh Legislative Assembly.

First reading, 822.

Reported back, 872.

Adopted, 876.

To House, 882.

Returned to Senate, 920.

Signed by President, 1018.

Messaged from the House, 968.

Other action, 968.

Messaged to the House, 968.

Enrolled, 988.

To Secretary of State, 1058.

Senate Concurrent Resolution "W"—(Committee on Employment)

Referred to Committee on Appropriations.

Senate Concurrent Resolution "W." Authorizing Extra Post-session Help for Proofreading and Mailing Out Last Journals of Twenty-seventh Legislative Assembly and Stating Compensation Therefor.

First reading, 822.

Reported back, 872.

Adoption, 876.

To House, 882.

Sent to House, 903.

Returned to Senate, 920.

Messaged from the House, 968.

Other action, 968.

Messaged to the House, 969.

Enrolled, 988.

Signed by President, 1018.

Sent to Secretary of State, 1058.

Senate Concurrent Resolution "X"—(Dahl)

Referred to Committee on State Affairs.

Senate Concurrent Resolution "X." A Concurrent Resolution Recommending and Authorizing Dedication of the State Capitol Building and Grounds.

First reading and adoption, 823.

To House, 881.

Returned to Senate, 920.

Senate Concurrent Resolution "Y".

Senate Concurrent Resolution "Y." Providing for Congress to Enact Legislation Declaring the Yellowstone River and Part of the Missouri River to Be Non-navigable.

First reading, 917.

Adopted, 918.

To House, 921.

Returned from House, 959.

Enrolled, 989.

Signed by President, 1019.

Sent to Secretary of State, 1058.

Senate Concurrent Resolution "Z".

Senate Concurrent Resolution "Z." Authorizing Payment for Legal Services Out of Any Funds Appropriated to the Relief and Debt Survey Commission.

First reading and adopted, 922.

To House, 924.

Enrolled, 989.

Signed by President, 998.

Sent to Secretary of State, 1058.

INDEX TO MEMBERS

LIEUTENANT GOVERNOR HAGEN

- Oath of office, 4.
- Committee, 6.
- Speech, 7.
- Committee reports, 10, 10, 11, 25.
- Vote, 72, 846, Errata sheet.
- Communications, 58, 66, 77, 91, 156, 165, 172, 182, 196, 284, 325, 381, 438, 480, 503, 543, 605, 738.
- Receipt of new gavel, 194.
- Explanation of decision on H. B. No. 44, 211.
- Announcement on passage of S. B. No. 159, 596.
- Signing of Bills, 128, 170, 194, 295, 330, 366, 375, 376, 377, 413, 434, 435, 604, 627, 628, 662, 663, 664, 665, 666, 667, 715, 716, 717, 718, 719, 794, 795, 796, 797, 798, 890, 891, 892, 893, 977, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027.
- Appointment of Senators Kehoe and Streibel to Interim Legislative Commission on Code Revision, 922.
 - Birthday gift, 924.
- Acceptance of gift of silver from Senators and employees, 940.
- Signing of Resolutions, 18, 31, 39, 103, 128, 170, 213, 375, 377, 413, 434, 603, 604, 626, 989, 998.

AANDAHL

- Bills, 253, 281, 314.
- Committees, 10, 23, 24, 25, 25, 25.
- Committee reports, 14, 102, 106, 386, 398, 398, 444, 444, 446, 446, 496, 497, 502, 505, 609, 680.
- Motions, 12, 15, 32, 36, 57, 75, 76, 76, 106, 283, 310, 310, 331, 335, 335, 336, 336, 336, 336, 386, 392, 398, 398, 407, 409, 444, 446, 496, 497, 502, 502, 609, 661, 681, 816, 821, 824, 825, 825, 827, 845, 876, 877, 877, 877, 878, 883, 898, 898, 907, 912, 913, 913, 939, 939, 939, 964.
- Miscellaneous:
 - Request Call of the Senate, 287.
 - Conference Committee, 363, 478, 826, 915.
 - Conference Committee report, 898, 916.

ADAM

- Bills, 236.
- Committees, 24, 24, 24, 25.
- Committee reports, 659.
- Motions, 273, 331, 339, 522.
- Miscellaneous:

Explanation of vote, 96, 159, 624, 763.
 Memorial Committee, 352.
 Communications, 605.
 Conference Committee, 838, 917.
 Conference Committee report, 856, 926.

BEATON

Bills, 132, 281.
 Committees, 9, 11, 23, 23, 24, 24, 24, 24, 25.
 Committee reports, 53, 502.
 Motions, 620, 621.
 Miscellaneous:
 Communications, 140, 503.

BILDEN

Committees, 9, 24, 24, 24, 24, 274, 1058.
 Motions, 768.
 Miscellaneous:
 Concurrent Resolutions, 45.
 Communications, 37, 297, 418.
 Memorial Resolutions, 399.

BLANK

Bills, 30, 109, 123, 132, 167, 203, 277, 281, 282, 356.
 Committees, 6, 23, 23, 24, 24, 24, 24, 24, 25, 940.
 Committee reports, 15, 52, 102, 446, 504, 658.
 Motions, 173, 463, 533, 594, 612, 770, 803.
 Miscellaneous:
 Concurrent Resolutions, 45.
 Communications, 312.
 Roll call request, 442.
 Request for Auverne Hagen to be escorted to rostrum, 940.

BOND

Bills, 78, 167, 236, 277.
 Committees, 10, 11, 23, 23, 24, 24, 24, 25.
 Committee reports, 17, 29, 34, 38, 41, 41, 43, 52, 61, 66, 66,
 86, 87, 92, 92, 101, 102, 105, 106, 119, 119, 131, 165, 172, 172,
 172, 182, 182, 184, 185, 197, 197, 197, 249, 285, 286, 301,
 313, 313, 313, 326, 326, 358, 359, 359, 359, 359, 382, 382,
 382, 418, 418, 439, 439, 440, 459, 459, 468, 501, 504, 504,
 504, 504, 544, 544, 544, 544, 544, 544, 578, 578, 579, 597,
 606, 626, 637, 653, 653, 679, 722, 722, 815, 815, 916, 916,
 916, 987, 987, 987, 988, 988, 988, 988, 988, 1058, 1058.
 Motions, 7, 29, 38, 41, 41, 43, 61, 66, 66, 87, 92, 92, 102, 102,
 105, 115, 119, 119, 131, 137, 162, 162, 165, 172, 172, 182,
 182, 188, 197, 197, 197, 214, 249, 285, 286, 301, 313, 326,
 326, 329, 329, 359, 359, 359, 359, 359, 382, 382, 382, 418,
 439, 440, 440, 458, 458, 459, 504, 504, 517, 544, 544, 544,
 544, 544, 578, 578, 579, 597, 606, 626, 653, 653, 678, 678,
 678, 688, 722, 722, 755, 771, 815, 916, 916, 916, 987, 987,
 988, 989, 989, 989.
 Miscellaneous:
 Explanation of vote, 50, 189.

INDEX

LXXXI

Seconding nomination of Mrs. Mary B. Devine, 61.
 Communications, 86, 117, 181, 215, 358, 381, 381.
 Conference Committee reports, 328.
 Memorial Committee, 352.
 Senate Memorial Resolutions, 486.
 Excused from voting, 793.
 Conference Committee, 838, 856.

BRANT

Bills, 30, 54, 78, 92, 203, 275, 282, 398.
 Committees, 23, 24, 24, 24, 25, 25.
 Committee reports, 102, 301, 301, 334, 444, 446, 497, 497,
 505, 606, 680, 681, 732, 732, 818, 821.
 Motions, 9, 71, 72, 137, 145, 288, 301, 301, 334, 425, 497,
 497, 515, 516, 521, 531, 594, 594, 606, 649, 656, 658,
 680, 681, 726, 728, 738, 739, 759, 776, 777, 781, 818, 821,
 845, 851, 859, 896, 901, 901, 902, 923, 946, 958, 963, 964,
 972, 985.
 Miscellaneous:
 Concurrent Resolutions, 79.
 Communications, 283.
 Conference Committee, 295, 741, 946.
 Conference on Capitol dedication, 823.
 Conference Committee report, 901, 958.

BRAUN

Bills, 30, 78, 78, 109, 123, 132, 203, 252, 253, 253, 277.
 Committees, 7, 10, 23, 23, 24, 24, 24, 24, 24, 25, 600, 943.
 Committee reports, 52, 166, 166, 166, 166, 166, 166, 166, 167,
 219, 219, 219, 219, 219, 250, 250, 250, 250, 250, 250, 250,
 286, 286, 286, 287, 338, 338, 338, 338, 339, 385, 385, 385,
 385, 385, 419, 466, 466, 466, 466, 498, 607, 607, 607, 608,
 608, 608, 817.
 Motions, 8, 42, 114, 166, 166, 166, 166, 166, 166, 167, 167,
 219, 219, 219, 219, 219, 250, 250, 250, 250, 250, 250, 251,
 286, 286, 287, 287, 328, 328, 329, 338, 338, 338, 338, 339,
 385, 385, 385, 385, 385, 387, 426, 428, 447, 466, 466, 466,
 466, 498, 510, 510, 522, 575, 577, 577, 592, 607, 607, 607,
 608, 608, 608, 622, 622, 690, 691, 704, 749, 756, 778, 786,
 808, 817, 865, 865, 866, 905, 910, 911, 924, 942, 943, 950,
 950, 950, 951, 951, 952, 952, 952, 953.
 Miscellaneous:
 Memorial Resolution, 34.
 Communications, 195.
 Request on S. B. No. 138, 237.
 Concurrent Resolution, 302.
 Request for Judiciary Committee meeting, 802.
 Conference Committee, 897.
 Explanation of vote, 906.
 Conference Committee report, 924.

BRUNSDALE

Bills, 253, 275.
 Committees, 9, 23, 23, 23, 24, 24, 25, 25, 25, 31.
 Committee reports, 52, 102, 184, 185, 185, 185, 218, 249,
 328, 397, 420, 444, 446, 501, 521, 522, 523, 600, 637, 638,
 638, 658, 732, 732.

Motions, 9, 39, 94, 111, 185, 186, 218, 303, 328, 351, 355, 397, 420, 452, 452, 452, 453, 522, 522, 531, 531, 579, 600, 611, 638, 638, 659, 842, 913, 918, 918, 918, 919, 931, 931, 932, 933, 966, 966, 966, 970, 970, 971, 975, 975.

Miscellaneous:

Memorial Resolution, 94, 111.
 Communications, 77, 172.
 Request not to print S. B. 117, 167.
 Senate Resolutions, 611.
 Conference Committee, 734, 740, 913, 946.
 Conference Committee report, 958, 966, 970, 975.

BRIDSTON

Bills, 44, 109, 123, 132, 203, 235, 252, 253, 254, 275, 277, 277, 281, 388.

Committees, 7, 23, 24, 24, 24, 24, 25.

Committee reports, 41, 52, 59, 106, 106, 107, 131, 145, 145, 145, 172, 184, 185, 199, 199, 199, 200, 249, 301, 302, 302, 302, 302, 328, 361, 397, 397, 398, 440, 441, 462, 462, 463, 463, 463, 463, 468, 469, 475, 501, 502, 523, 523, 533, 533, 636, 636, 636, 636, 636, 637, 637, 637, 637, 637, 637, 638, 654, 654, 655, 655, 655, 655, 655, 658, 680, 726, 726, 726, 726, 726, 726, 727, 727, 818, 818, 872, 872.

Motions, 36, 41, 43, 59, 71, 94, 106, 107, 107, 128, 131, 145, 145, 145, 160, 173, 173, 184, 185, 199, 199, 199, 200, 200, 237, 250, 273, 288, 301, 302, 302, 302, 302, 317, 317, 323, 328, 345, 356, 361, 363, 390, 397, 398, 398, 426, 426, 441, 441, 462, 462, 463, 463, 463, 465, 476, 501, 521, 523, 523, 527, 533, 534, 536, 539, 539, 540, 544, 548, 577, 603, 636, 636, 636, 636, 637, 637, 637, 637, 637, 637, 637, 638, 654, 655, 655, 655, 655, 680, 692, 726, 726, 726, 726, 726, 726, 727, 727, 727, 727, 818, 818, 872, 872, 877, 896, 897, 914, 927, 931, 957, 957, 957.

Miscellaneous:

Communications, 37, 78, 105, 182.
 Senate Memorial Resolutions, 399.
 Explanation of vote, 574, 846.
 Conference Committee, 857, 898, 915, 927.
 Conference Committee report, 931, 957.

DAHL

Bills, 30, 103, 108, 187, 187, 236, 236, 252, 253, 281.

Committees, 9, 23, 24, 24, 24, 24, 24, 24, 25, 274, 310.

Committee reports, 326, 326, 419, 420, 522, 606.

Motions, 9, 27, 36, 36, 83, 85, 111, 139, 165, 238, 270, 274, 278, 310, 326, 326, 329, 347, 420, 456, 509, 512, 521, 547, 549, 567, 585, 606, 639, 651, 694, 694, 704, 733, 747, 763, 779, 780, 789, 823, 838, 838, 845, 847, 858, 859, 864, 880, 889, 907, 921, 921, 969, 969, 969.

Miscellaneous:

Communications, 139, 195, 682.
 Memorial Resolution, 456.
 Explanation of vote, 520, 906.
 Concurrent Resolution, 537, 823.
 Conference on Capitol dedication, 823.
 Conference Committee, 913, 921, 950.
 Conference Committee report, 966, 970, 975.

DREW

- Bills, 124, 235, 254, 254, 277, 278.
Committees, 6, 23, 23, 24, 24, 24, 25, 25, 25.
Committee reports, 52, 102, 198, 198, 249, 443, 444, 446, 468, 469, 502, 505, 523, 626, 626, 637, 678, 728, 728, 732, 732, 738, 815.
Motions, 36, 198, 198, 322, 443, 520, 626, 626, 678, 709, 723, 723, 728, 728, 738, 816, 821.
Miscellaneous:
 Permission to withdraw bills, 133.
 Communications, 172, 215, 247, 248.
 Conference Committee, 734, 927.
 Conference Committee report, 823.

FETON

- Bills, 276.
Committees, 9, 24, 24, 24, 24, 24, 25, 25.
Committee reports, 28, 33, 37, 40, 44, 47, 51, 58, 65, 77, 86, 91, 101, 102, 105, 116, 129, 139, 156, 165, 172, 181, 195, 214, 283, 297, 312, 324, 358, 395, 418, 436, 444, 446, 480, 502, 502, 505, 543, 588, 596, 605, 640, 660, 682, 732, 732, 738, 824, 915.
Motions, 28, 33, 37, 40, 44, 47, 51, 58, 65, 77, 86, 91, 101, 105, 116, 129, 139, 156, 165, 172, 181, 195, 214, 247, 283, 297, 312, 324, 358, 395, 418, 436, 480, 502, 543, 588, 596, 605, 640, 660, 682, 738, 824, 915.
Miscellaneous:
 Memorial Resolutions, 94, 111.
 Communications, 58, 91.

FLATT

- Bills, 103, 124, 275.
Committees, 7, 23, 24, 24, 24, 25, 25, 25, 975, 1058.
Committee reports, 57, 184, 185, 249, 468, 469, 501, 522, 523, 637.
Motions, 11, 13, 25, 34, 57, 62, 62, 62, 128, 154, 180, 204, 204, 213, 248, 248, 296, 310, 425, 450, 453, 518, 519, 526, 526, 568, 569, 569, 620, 621, 621, 656, 659, 681, 703, 708, 708, 749, 751, 752, 760, 766, 767, 783, 825, 825, 827, 841, 843, 863, 864, 864, 865, 896, 925, 954, 963, 973, 973, 974, 975, 986.
Miscellaneous:
 Communications, 58.
 Explanation of vote, 574.
 Conference Committee, 954, 975.
 Excused from Conference Committee, 954.

FOSS

- Bills, 276, 277, 277.
Committees, 7, 23, 24, 24, 24, 24, 25.
Committee reports, 52.
Motions, 57, 658.
Miscellaneous:
 Communications, 283.
 Explanation of vote, 574, 847.

Committees, 23, 24, 24, 24, 25, 25.

Motions, 159, 682.

Miscellaneous:

Explanation of vote, 574.

Conference Committee, 921.

GREISER

Committees, 6, 7, 11, 23, 24, 24, 24, 25, 25, 27, 274.

Committee reports, 12, 13, 16, 25, 27, 38, 53, 98, 102, 184, 185, 250, 446, 460, 468, 469, 501, 504, 523, 637.

Motions, 6, 12, 13, 16, 25, 27, 48, 81, 159, 168, 363, 363, 441, 460, 523, 525, 548, 568, 572, 650, 732, 732, 909.

Miscellaneous:

Joint Resolution, 11.

Explanation of vote, 50, 76, 97, 126, 639.

Communications, 101, 157, 172.

Roll call demand, 168, 390.

Conference Committee, 611.

Conference Committee report, 830.

GRONVOLD

Bills, 30, 124, 187, 187, 236, 236, 277, 277.

Committees, 4, 24, 24, 24, 24, 25, 111.

Committee reports, 132, 182, 183, 334, 359, 443, 656, 658, 728, 728.

Motions, 28, 31, 34, 39, 43, 44, 50, 66, 81, 83, 89, 94, 111, 125, 132, 133, 159, 168, 176, 183, 183, 236, 254, 303, 316, 329, 334, 345, 359, 363, 443, 486, 504, 519, 532, 544, 588, 600, 620, 641, 647, 647, 656, 658, 682, 728, 739, 751, 757, 768, 788, 789, 802, 803, 808, 827, 860, 917, 939, 948, 965, 981, 996.

Miscellaneous:

Seconding nomination of Mrs. Mary B. Devine, 61.

Concurrent Resolutions, 81.

Communication, 283.

Memorial Resolutions, 399, 486.

Seconding nomination of President Pro Tem, 979.

Remarks, 986.

Adjourn Sine Die, 996.

GUENTHER

Bills, 21, 123, 123, 147, 237, 275, 281.

Committees, 7, 23, 23, 24, 24, 24, 24.

Committee reports, 131, 173, 173, 173, 219, 326, 360, 360, 360, 360, 361, 440, 638, 638, 638, 658.

Motions, 132, 145, 173, 173, 173, 219, 263, 326, 345, 360, 360, 360, 360, 361, 407, 440, 638, 638, 638, 756, 803.

Miscellaneous:

Memorial Committee, 352.

Conference on Capitol dedication, 823.

HILL

Bills, 35, 124.

Committees, 7, 23, 23, 24, 24, 24, 25, 25.

Committee reports, 12, 52, 145, 326, 326, 326, 335, 335, 336,

336, 336, 336, 336, 336, 522, 606, 607, 607, 607, 653, 655,
656, 656, 656, 658, 747.

Motions, 7, 43, 133, 323, 326, 326, 326, 409, 416, 529, 540,
591, 606, 607, 607, 607, 639, 653, 655, 656, 681, 682, 690,
734, 747, 752, 769, 787, 971, 971, 972.

Miscellaneous:

Communications, 52, 156.
Conference Committee, 954.
Conference Committee reports, 971.

ISAAK

Bill, 124.

Committees, 6, 24, 24, 24, 25, 36.

Committee reports, 46, 98, 444, 446, 504, 732.

Motions, 6, 36, 46, 758, 766, 777, 785, 792, 809, 847, 863, 951,
960, 962.

Miscellaneous:

Report, 9.
Communications, 129, 325, 381.
Conference Committees, 295, 741.
Conference Committee report, 329, 901.

KAMRATH

Committees, 6, 7, 23, 23, 23, 24, 24, 25, 153.

Committee reports, 53, 222, 223, 522.

Miscellaneous:

Interview with Supt. Lippert, 703.
Conference Committee, 954.

KEHOE

Bills, 124, 124, 145, 146, 146, 146, 146, 187, 187, 187,
201, 235, 236, 253, 275, 281, 282.

Committees, 24, 24, 24, 24, 24, 24, 25, 31.

Motions, 316, 316, 317, 322, 336, 431, 446, 481, 504, 547,
571, 761, 805, 807, 910.

Miscellaneous:

Certification, 26.
Concurrent Resolutions, 78, 110, 147.
Communications, 58, 182.
Request on S. B. No. 160, 253.
Explanation of vote, 305.
Roll call request, 463.
Appointment to "Interim Legislative Commission on Code
Revision," 922.
Conference Committee, 954.
Conference Committee report, 971.

LAVIK

Bills, 30, 35, 275.

Committees, 1, 23, 23, 24, 24, 25, 25, 25.

Committee reports, 88, 184, 184, 184, 185, 185, 198, 249, 286,
286, 286, 419, 419, 419, 468, 469, 501, 502, 522, 599,
599, 599, 636, 680, 680, 680, 681.

Motions, 88, 184, 184, 185, 198, 286, 286, 286, 419, 419,
419, 523, 599, 599, 599, 636, 680, 680, 680, 681.

Miscellaneous:

Communications, 47, 248.
 Conference Committee, 826, 954.
 Conference Committee report, 898, 971.

LOFTHUS

Committees, 24, 24, 24, 24, 24, 25, 36.
 Committee reports, 46, 659.
 Motions, 151, 659.
 Miscellaneous:
 Communications, 156, 182, 215, 216, 418, 824.
 Conference Committee, 857.
 Conference Committee report, 931.

MORGAN of Richland

Bills, 123, 123, 158, 187, 235, 281.
 Committees, 6, 24, 24, 24, 24, 24, 24, 24.
 Committee reports, 157, 384.
 Motions, 157, 161, 269, 385, 570, 611, 688, 692, 704, 707,
 750, 761.
 Miscellaneous:
 Memorial resolution, 34.
 Communications: 58.
 Escort, Dixie Dale, 305.

MORGAN of Walsh

Bills, 30, 54, 92, 108, 108, 123, 147, 235, 252.
 Committees, 4, 11, 23, 23, 23, 24, 24, 24, 24, 24, 25, 50, 216,
 1058.
 Committee reports, 52, 198, 198, 198, 199, 334, 335, 335, 335,
 397, 397, 502, 539, 635, 635, 635, 635, 679.
 Motions, 43, 50, 198, 198, 198, 199, 216, 237, 334, 335, 335, 335,
 344, 345, 364, 364, 397, 397, 447, 500, 504, 529, 539, 566,
 566, 588, 603, 635, 635, 635, 635, 636, 646, 679, 728, 791, 907,
 907, 915, 976, 976, 976, 977, 977, 977, 978, 978, 978, 980,
 1058.
 Miscellaneous:
 Communications, 65, 157, 196, 284.
 Escort former Lieut. Governor Olson to rostrum, 603.
 Conference Committees, 611, 889, 950.
 Conference Committee reports, 830, 942, 942, 943, 946, 947,
 957, 976, 977, 978.
 Withdrew from committee on state affairs, 43.

NELSON of Dickey

Committees, 23, 24, 24, 24, 24, 25.
 Motions, 76, 137, 179, 754, 770, 791, 861.
 Miscellaneous:
 Explanation of vote, 127, 160, 269, 574.
 Communications, 140, 248.
 Conference on Capitol dedication, 823.
 Conference Committee, 857.
 Conference Committee report, 931.

NELSON of Grand Forks

Bills, 30, 44, 78, 109, 123, 203, 252, 253, 277, 282, 388.
 Committees, 6, 23, 23, 24, 24, 25, 25, 213.

Committee reports, 10, 10, 11, 25, 184, 185, 249, 419, 468, 469, 501, 522, 523, 637.

Motions, 26, 44, 75, 81, 104, 213, 329, 399, 520, 522, 574, 592, 857, 857, 857.

Miscellaneous:

Joint Resolution, 11.

Memorial Resolutions, 26, 399, 486.

Concurrent Resolution, 81.

Communications, 37, 47, 297.

Request to introduce S. B. No. 204, 388.

NELSON of McKenzie

Bill, 78.

Committees, 1, 23, 23, 23, 24, 24, 24, 213.

Committee reports, 53, 502.

Motions, 1, 510, 623, 626, 651, 760, 762, 776, 778, 791, 844, 848, 947, 949.

Miscellaneous:

Communications, 181, 738.

Roll call request on amending S. B. No. 167, 511.

Explanation of vote, 574.

Conference Committee, 683, 714, 917.

Conference Committee report, 927, 984.

NELSON of Renville

Committees, 23, 23, 24, 24, 24, 24, 1058.

Committee reports, 53.

Motions, 4.

Miscellaneous:

Communications, 40, 129.

O'BRIEN

Bills, 123, 147, 252, 253, 277.

Committees, 6, 7, 11, 24, 24, 24, 24, 24, 25, 25, 43, 153.

Committee reports, 184, 185, 220, 222, 223, 249, 468, 469, 501, 523, 637.

Motions, 7, 170, 336, 420, 522, 579, 579, 653, 857, 875, 918, 967, 967.

Miscellaneous:

Concurrent Resolutions, 81.

Communications, 65, 157.

Telegram from Senator Langer, 381.

Change vote, 572.

Request for interview with Supt. Lippert, 703.

Conference Committee, 946, 958.

Conference Committee report, 958, 967.

OLSON of McHenry

Committees, 23, 24, 24, 24, 24, 24.

Miscellaneous:

Communications, 66, 129, 215.

Conference Committee, 950.

OLSON of Mountrail

Bills, 39, 54, 93, 110, 145, 146, 146, 146, 146, 146, 187, 282.

Committee, 7, 7, 23, 24, 24, 24, 25, 25.

Committee reports, 53, 98, 102, 184, 185, 250, 360, 360, 440, 445, 446, 468, 469, 501, 504, 523, 606, 607, 637, 680, 732, 732.

Motions, 53, 98, 103, 184, 360, 360, 440, 505, 527, 539, 540, 606, 607, 680, 732, 732, 897.

Miscellaneous:

Explanation of vote, 8, 126, 160, 169, 209, 569, 574, 768, 777, 838.

Concurrent Resolutions, 54, 147.

Roll call request, 98, 445.

Communications, 117, 129, 130, 165, 381, 682.

Conference Committees, 295, 897, 950, 975.

Conference Committee reports, 329, 925.

OWINGS

Bill, 110.

Committees, 1, 10, 23, 24, 24, 24, 25, 25, 25, 25, 31.

Committee reports, 14, 53, 184, 185, 250, 419, 468, 469, 501, 502, 522, 523, 637.

Motions, 1, 25, 185, 385, 420, 501, 508, 613, 638, 659, 758, 758, 759, 945.

Miscellaneous:

Joint Resolution, 11.

Concurrent Resolutions, 45, 81, 314.

Explanation of vote, 70.

Objection to Introduction of Bills, 536, 536.

Conference Committee, 897, 927.

Conference Committee report, 924.

PAGE

Bills, 30, 39, 187, 252, 253.

Committees, 6, 10, 23, 23, 24, 24, 24, 25, 25.

Committee reports, 14, 52, 200, 419, 658.

Motions, 31, 50, 63, 103, 280, 356, 382, 435, 538, 539, 576, 578, 754, 754, 825, 825, 896.

Miscellaneous:

Senate Resolution, 158.

Explanation of votes, 784.

Conference Committee, 838, 898.

Conference Committee report, 856, 931.

RASCHKO

Bills, 30, 132, 253, 276, 276, 282.

Committees, 6, 23, 23, 23, 23, 24, 24, 25.

Committee reports, 15, 52, 102, 119, 250, 250, 397, 445, 446, 505, 722, 732, 732, 817.

Motions, 6, 18, 53, 119, 138, 153, 169, 250, 250, 280, 397, 425, 525, 535, 546, 589, 591, 593, 616, 722, 732, 732, 733, 765, 817, 850, 862, 933, 954, 985, 985.

Miscellaneous:

Explanation of votes, 127, 574.

Communications, 37, 196.

Roll call request on committee report on S. B. No. 95, 481.

Conference on Capitol dedication, 823.

Conference Committee, 823, 975.

Conference Committee report, 825.

RUE

- Bills, 276, 356.
- Committees, 23, 24, 24, 24, 24, 24, 25.
- Committee reports, 184, 185, 249, 360, 386, 419.
- Motions, 5, 189, 191, 360, 386, 419.
- Miscellaneous:
 - Seconding nomination of Mrs. Mary B. Devine, 61.
 - Sympathy from the Senate, 600.

SOLBERG

- Bills, 147, 282.
- Committees, 23, 24, 24, 24, 24, 25, 25.
- Committee reports, 102, 420, 445, 446, 502, 504, 732, 732.
- Motions, 159, 316, 347, 347, 360, 385, 402, 430, 445, 450, 451, 520, 653, 681, 732, 732, 759, 759, 804, 876, 949, 964, 964.
- Miscellaneous:
 - Concurrent Resolution, 54.
 - Explanation of votes, 97, 569, 830.
 - Communications, 105, 297.
 - Senate Resolution, 158.
 - Conference Committee, 823.
 - Conference Committee report, 825.

STREIBEL

- Bills, 89, 124, 254, 282.
- Committees, 10, 17, 23, 23, 24, 24, 24, 24, 25, 25, 36.
- Committee reports, 46, 184, 185, 250, 382, 419, 468, 469, 502, 523, 729.
- Motions, 6, 36, 116, 347, 382, 435, 436, 452, 459, 510, 524, 577, 617, 637, 729, 729, 821, 846, 913.
- Miscellaneous:
 - Memorial Resolution, 34.
 - Communications, 116.
 - Explanation of vote, 487, 570.
 - Conference Committees, 823, 826, 946.
 - Conference Committee reports, 828, 898, 958, 966, 970, 975.
 - Appointment on "Interim Legislative Commission on Code Revision," 922.

STUCKE

- Bills, 132, 187, 254, 277, 281, 281.
- Committees, 1, 6, 23, 23, 23, 24, 24, 24, 24, 24, 216, 600.
- Committee reports, 10, 10, 11, 25, 53, 339, 339, 385, 385, 386, 386, 419, 447, 606, 606, 607, 607.
- Motions, 7, 176, 184, 198, 254, 339, 339, 345, 347, 368, 372, 385, 385, 386, 386, 390, 393, 396, 402, 402, 402, 402, 403, 403, 403, 423, 430, 442, 447, 447, 449, 602, 606, 606, 607, 607, 621, 726, 734, 748, 783, 815, 817, 825, 828, 828, 828, 829, 875, 909, 926, 926, 985, 985.
- Miscellaneous:
 - Memorial Resolutions, 26, 399.
 - Explanation of vote, 50.
 - Concurrent Resolutions, 54, 314.
 - Nomination of Mrs. Mary B. Devine, 61.
 - Senate Resolutions, 254.

Conference Committees, 363, 478, 740, 898, 915.
 Conference Committee reports, 916, 931, 957.
 Resolution, 11.
 Unanimous Consent to introduce S. B. No. 212, 733.
 Acceptance speech on presentation of traveling bag, 941.
 Seconding nomination of President Pro Tem, 979.

THATCHER

Bills, 44, 89, 109, 124, 158, 201, 236, 281.
 Committees, 6, 10, 11, 23, 23, 24, 24, 24, 24, 24, 25, 31, 1058.
 Committee reports, 14, 15, 420, 659.
 Motions, 12, 14, 36, 77, 115, 152, 152, 194, 246, 345, 348, 382,
 404, 406, 407, 423, 423, 458, 478, 487, 704, 706, 733, 849, 863.
 Miscellaneous:
 Concurrent Resolutions, 80, 81, 302.
 Communications, 480, 543.
 Conference Committee, 741, 889, 915, 946, 958.
 Conference Committee reports, 901, 942, 942, 943, 946,
 947, 976, 977, 978.
 Presentation of silver platter to Senator Fowler, 940.

TOPP

Bills, 108, 236, 277.
 Committees, 23, 23, 24, 24, 24, 24, 24.
 Committee reports, 52, 522.
 Miscellaneous:
 Communications, 58.

TROXEL

Bills, 44, 48, 48, 187, 201, 236.
 Committees, 11, 23, 23, 24, 24, 24, 24, 25.
 Committee reports, 52, 145, 522.
 Motions, 5, 16, 46, 145, 522, 523, 573, 898, 898, 899, 975.
 Miscellaneous:
 Explanation of vote, 63.
 Communications, 47, 86, 117, 181.
 Consent to withdraw S. B. No. 52, 396.
 Conference Committees, 954.

TWETEN

Bills, 42, 158.
 Committees, 23, 24, 24, 24, 24, 24, 25, 25, 153.
 Committee reports, 88, 98, 102, 222, 223, 445, 446, 504, 634,
 634, 636, 636, 732, 732.
 Motions, 88, 96, 96, 383, 481, 504, 567, 591, 616, 621, 634, 634,
 636, 636, 642, 652, 702, 753, 762, 781, 782, 790, 806, 806, 859.
 Miscellaneous:
 Concurrent Resolutions, 42, 54, 133.
 Communications, 196.
 Explanation of votes, 549, 574.
 Interview with Supt. Lippert, 703.

WATT

Bill, 277.
 Committees, 6, 10, 23, 23, 25, 25, 27, 50, 216, 274.

- Conference Committees, 683, 714, 889, 950.
 Conference Committee reports, 942, 942, 943, 946, 947, 976, 977, 978, 984.
 Committee reports, 17, 59, 59, 59, 60, 60, 60, 60, 60, 60, 60, 60, 61, 66, 88, 89, 89, 102, 102, 106, 119, 120, 122, 131, 131, 145, 183, 183, 184, 185, 199, 249, 313, 327, 327, 327, 328, 336, 337, 383, 383, 383, 383, 387, 442, 442, 442, 442, 460, 460, 461, 461, 461, 461, 475, 476, 599, 599, 599, 599, 600, 634, 634, 634, 654, 654, 654, 655, 679, 722, 722, 723, 723, 723, 724, 724, 724, 724, 724, 724, 724, 725, 725, 729, 731, 731, 731, 731, 747, 747, 748, 748, 748, 816, 817, 821, 872, 872, 872, 872.
 Motions, 6, 17, 18, 27, 31, 31, 32, 34, 35, 36, 45, 59, 59, 59, 60, 60, 60, 60, 60, 60, 60, 61, 66, 81, 82, 88, 89, 89, 90, 102, 102, 106, 119, 120, 122, 131, 131, 132, 132, 183, 183, 199, 203, 203, 278, 310, 313, 319, 327, 327, 327, 328, 335, 337, 338, 383, 383, 383, 383, 387, 396, 396, 402, 442, 442, 442, 442, 460, 461, 461, 461, 461, 461, 475, 478, 519, 599, 599, 599, 600, 600, 611, 620, 624, 624, 625, 634, 635, 635, 647, 654, 654, 654, 655, 679, 682, 682, 688, 722, 723, 723, 724, 724, 724, 724, 724, 724, 724, 724, 725, 725, 730, 731, 731, 731, 731, 747, 748, 748, 748, 748, 817, 825, 829, 850, 862, 862, 872, 872, 872, 872, 876, 877, 889, 915, 922, 923, 942, 943, 943, 943, 945, 946, 946, 947, 947, 948, 948, 951, 951.
 Miscellaneous:
 Report, 9.
 Roll call request, 81.
 Explanation of votes, 83, 526, 805, 806.
 Communications, 480.
 Excused from voting on S. B. No. 207, 533.
 Call of the Senate, 829.

WOG

- Bills, 30, 236, 252, 253, 274, 282.
 Committees, 6, 23, 24, 24, 24, 25, 25, 504.
 Committee reports, 10, 10, 11, 25, 53, 102, 184, 185, 249, 445, 446, 451, 468, 469, 501, 535, 535, 535, 637, 732, 732, 817, 818, 821, 872.
 Motions, 5, 517, 527, 535, 535, 538, 538, 551, 611, 817, 818, 821, 862, 872, 874, 906, 913, 913, 963.
 Miscellaneous:
 Communications, 181, 216.
 Concurrent Resolutions, 537.
 Conference Committees, 682, 714, 917.
 Request for Highway Committee to be excused, 857.
 Conference Committee reports, 926, 984.

YOUNG

- Bills, 54, 124, 276, 281, 281, 282.
 Committees, 23, 24, 24, 25, 25, 600.
 Committee reports, 102, 184, 185, 249, 444, 446, 462, 501, 505, 637, 658, 732, 732.
 Motions, 100, 134, 185, 250, 306, 322, 348, 368, 371, 396, 396, 403, 405, 408, 408, 414, 423, 426, 462, 486, 487, 508, 509, 530, 530, 531, 547, 549, 600, 617, 647, 694, 768, 780, 785, 787, 788, 793, 802, 804, 869, 870.

Miscellaneous:

- Election, President Pro Tem, 8.
- Joint Resolution, 11.
- Receipt of Senate Memorial Resolution "A", 26.
- Acknowledgment of Senate Memorial Resolution "A", 36.
- Seconding nomination of Mrs. Mary B. Devine, 62.
- Concurrent Resolutions, 80, 81.
- Communications, 40.
- Called to Chair, 291, 505, 594, 707, 840.
- Conference Committees, 295, 915, 921, 946, 950, 958.
- Conference Committee report, 949 on S. B. No. 1 and H. B. No. 10, 958, 967.
- Memorial Resolutions, 486.
- Explanation of votes, 509, 569.
- Senate Resolutions, 611.
- Election, member Governmental Survey Comm., 921.
- Presentation of flowers to Lieutenant Governor Hagen, 924.
- Presentation of traveling bag to Senator Stucke, 941.
- Nomination of Senator Fowler as President Pro Tem, 978.

HOUSE BILLS

House Bill No. 1

Referred to Committee on Counties.

House Bill No. 1. A Bill for an Act to Validate Certain Proceedings Heretofore Taken to Fund or Refund County Indebtedness and Bonds Issued Thereunder and Declaring an Emergency.

Received from House, 584.

First reading and reference, 587.

Reported back, 606.

Second reading, 646.

Amendment message from House, 958.

Other action, 672.

To House, 652.

Signed by President, 715.

Returned to House, 736.

House Bill No. 2

Referred to Committee on Appropriations.

House Bill No. 2. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

Received from House, 482.

First reading and reference, 491.

Reported back, 653.

Second reading, 661.

Final passage, 764, 963.

Other action, 921, 963.

To House, 798.

Signed by President, 1026.

Returned to House, 1032.

Conference Committee, 946.

Conference Committee report, 958.

House Bill No. 3

Referred to Committee on Appropriations.

House Bill No. 3. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

Received from House, 558.

First reading and reference, 561.

Reported back, 731.

Second reading, 763.

Final passage, 785.

Other action, 911.

To House, 810.

Signed by President, 1004.

Returned to House, 1031.

House Bill No. 4

Referred to Committee on Appropriations.

House Bill No. 4. A Bill for an Act Making an Appropria-

tion for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

Received from House, 558.
 First reading and reference, 561.
 Reported back, 722.
 Second reading, 763.
 Final passage, 785.
 Message from House, 955.
 To House, 810.
 Signed by President, 990.
 Returned to House, 1046.

House Bill No. 5

Referred to Committee on Appropriations.

House Bill No. 5. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Received from House, 55.
 First reading and reference, 64.
 Reported back, 722.
 Second reading, 763.
 Final passage, 786.
 Other action, 911.
 To House, 810.
 Signed by President, 995.
 Returned to House, 1035.

House Bill No. 6

Referred to Committee on Appropriations.

House Bill No. 6. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the Bank of North Dakota.

Received from House, 362.
 First reading and reference, 369.
 Reported back, 654.
 Second reading, 661.
 Final passage, 764.
 Other action, 911.
 See Errata Sheet.
 To House, 798.
 Signed by President, 994.
 Returned to House, 1047.

House Bill No. 7

Referred to Committee on Appropriations.

House Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Received from House, 285.
 First reading and reference, 294.
 Reported back, 723.
 Second reading, 763.
 Final passage, 787.
 Other action, 911.
 To House, 810.
 Signed by President, 1004.
 Returned to House, 1031.

House Bill No. 8

Referred to Committee on Appropriations.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

Received from House, 107.

First reading and reference, 114.

Reported back, 599.

Second reading, 624.

To House, 631.

Signed by President, 720.

Returned to House, 735.

House Bill No. 10

Referred to Committee on Appropriations.

House Bill No. 10. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government and for All of the Sub-divisions Thereof, 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 Declaring an Emergency.

Received from House, 581, 972.

First reading and reference, 586.

Reported back, 818.

Second reading, 856.

Final passage, 861, 968.

Message from House, 959, 967.

Message to House, 971, 972.

Other action, 967.

To House, 864.

Signed by President, 1026.

Returned to House, 1032.

Conference Committee, 946.

Conference Committee report, 965, 967.

House Bill No. 12

Referred to Committee on State Affairs.

House Bill No. 12. A Bill for an Act to Authorize the Board of Administration to Dismantle the Brick Plant at the State Penitentiary and to Dispose of or Use the Materials and Equipment Thereof in the Penitentiary, and Repealing Certain Sections.

Received from House, 84.

First reading and reference, 90.

Reported back, 106.

Second reading, 127.

To House, 144.

Signed by President, 170.

Returned to House, 170.

House Bill No. 15

Referred to Committee on Appropriations.

House Bill No. 15. A Bill for an Act Making an Appropria-

tion for Administration and Expenses for the Liquor Control Act.

Received from House, 484.
First reading and reference, 492.
Reported back, 723.
Second reading, 763.
Final passage, 787.
Other action, 911.
To House, 810.
Signed by President, 1004.
Returned to House, 1032.

House Bill No. 16

Referred to Committee on Appropriations.

House Bill No. 16. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

Received from House, 558.
First reading and reference, 561.
Reported back, 724.
Second reading, 763.
Final passage, 788.
To House, 810.
Signed by President, 1008.
Returned to House, 1034.

House Bill No. 17

Referred to Committee on Appropriations.

House Bill No. 17. A Bill for an Act Making an Appropriation to Defray the Expenses for the Bee Keepers Act.

Received from House, 484.
First reading and reference, 492.
Reported back, 731.
Second reading, 763.
Final passage, 788.
To House, 810.
Signed by President, 1008.
Returned to House, 1034.

House Bill No. 18

Referred to Committee on Appropriations.

House Bill No. 18. A Bill for an Act Making an Appropriation for the Salaries and Expenses of the Certification Division.

Received from House, 484.
First reading and reference, 492.
Reported back, 724.
Second reading, 763.
Final passage, 789.
To House, 810.
Signed by President, 1008.
Returned to House, 1034.

House Bill No. 19

Referred to Committee on Appropriations.

House Bill No. 19. A Bill for an Act Making an Appro-

priation for Operation and Maintenance of the Auto Transportation Division.

Received from House, 484.
First reading and reference, 492.
Reported back, 724.
Second reading, 763.
Final passage, 789.
To House, 810.
Signed by President, 1010.
Returned to House, 1035.

House Bill No. 20

Referred to Committee on Appropriations.

House Bill No. 20. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Scale Inspection Division.

Received from House, 484.
First reading and reference, 492.
Reported back, 678.
Second reading, 687.
Other action, 743.
To House, 693.
Signed by President, 794.
Returned to House, 813.

House Bill No. 21

Referred to Committee on Appropriations.

House Bill No. 21. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Division (Dealers).

Received from House, 483.
First reading and reference, 495.
Reported back, 724.
Second reading, 763.
Final passage, 790.
To House, 810.
Signed by President, 1008.
Returned to House, 1034.

House Bill No. 22

Referred to Committee on Appropriations.

House Bill No. 22. A Bill for an Act Making an Appropriation for Services and Expenses for the Public Utility Division.

Received from House, 448.
First reading and reference, 454.
Reported back, 724.
Second reading, 763.
Final passage, 791.
To House, 810.
Signed by President, 1008.
Returned to House, 1034.

House Bill No. 23

Referred to Committee on Appropriations.

House Bill No. 23. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Received from House, 285.
First reading and reference, 294.
Reported back, 654.
Second reading, 661.
Final passage, 765.
To House, 798.
Signed by President, 994.
Returned to House, 1047.

House Bill No. 26

Referred to Committee on Game and Fish.

House Bill No. 26. A Bill for an Act Making it a Misdemeanor for Any Person to Hunt and Pursue Any Wild Life with the Aid of a Spot Light or Any Other Kind of Artificial Light.

Received from House, 108.
First reading and reference, 114.
Reported back, 173, 217.
Second reading, 278.
Other action, 192.
To House, 299.
Signed by President, 376.
Returned to House, 379.

House Bill No. 28

Referred to Committee on Appropriations.

House Bill No. 28. A Bill for an Act Making an Emergency Appropriation to the State Budget for Completing and Continuing Budget Work During the Session; and Declaring an Emergency.

Received from House, 55.
First reading and reference, 64.
Reported back, 89.
Second reading, 99.
To House, 104.
Signed by President, 128.
Returned to House, 130.

House Concurrent Resolution No. 29

House Concurrent Resolution No. 29. Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota, as Amended, Relating to County Officers.

Referred to Committee on State Affairs.
Received from House, 66.
First reading and reference, 77.
Other action, 94.

House Bill No. 32

Referred to Committee on State Affairs.

House Bill No. 32. A Bill for an Act to Repeal Chapter 51 of the Session Laws of the State of North Dakota for the Year 1933, Establishing a Tannery at the Penitentiary of the State of North Dakota, and Declaring an Emergency.

Received from House, 107.
First reading reference, 115.
Reported back, 637.
To House, 640.

House Bill No. 33

Referred to Committee on Tax and Tax Laws.

House Bill No. 33. A Bill for an Act to Require the Filing of a Farm Lease Containing a Reservation of Title to Crop in the Lessor and Providing for a Waiver of Rights by the Lessor Upon Failure to File Such Lease.

Received from House, 341.

First reading and reference, 352.

Reported back, 724.

Second reading, 763.

Final passage, 791.

Other action, 911.

To House, 810.

Signed by President, 995.

Returned to House, 1033.

House Bill No. 38

Referred to Committee on Insurance.

House Bill No. 38. A Bill for an Act to Provide for the Issuance of Certificates of Authority to Insurance Companies, Associations, Exchanges and Societies Authorized to Transact Business in North Dakota, Repealing all Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Received from House, 118.

First reading and reference, 127.

Reported back, 174.

Second reading, 192.

To House, 214.

Signed by President, 295.

Returned to House, 298.

House Bill No. 39.

Referred to Committee on Insurance.

House Bill No. 39. A Bill for an Act to Amend and Re-enact Chapter 151 of the Session Laws of North Dakota for 1935, as Amended by Chapter 161 of the Session Laws of North Dakota for 1939, Providing for Licenses for Reciprocal Fire and Life Insurance Underwriters, and Declaring an Emergency.

Received from House, 118.

First reading and reference, 127.

Reported back, 174.

Second reading, 193.

To House, 214.

Signed by President, 295.

Returned to House, 298.

House Bill No. 44

Referred to Committee on State Affairs.

House Bill No. 44. A Bill for an Act Transferring the Administration of the Motor Vehicle Fuel Tax Laws and the Collection of Motor Vehicle Fuel Taxes from the State Auditor to the State Tax Commissioner, Together with the Administration of Licensing Sellers and Buyers of Tax Exempt Motor Vehicle Fuel and the Granting of Refunds of Motor Vehicle Fuel Taxes as Provided by the Initiated Measure of June 30, 1926, with Amendments Thereto, and

Chapter 147, Laws of 1939 and Chapter 170, Laws of 1939, Pertaining to Motor Vehicle Fuel Taxes, and Transferring All the Rights, Powers and Duties Now Placed in the State Auditor and the State Auditor's Department Under the Laws to the State Tax Commissioner, Together with the Files, Records, Equipment and Supplies Pertaining Thereto, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 107.
 First reading and reference, 115.
 Reported back, 185.
 Second reading, 207.
 Other action, 185, 213.
 To House, 240.
 Signed by President, 295.
 Returned to House, 298.

House Bill No. 46

Referred to Committee on Corporations.

House Bill No. 46. A Bill for an Act Requiring All Counties, Townships, School Districts, Cities, Villages, Park Districts and Other Municipal Corporations Within the State Which Are Now or May Hereafter Be Authorized to Sell and Use Bonds for Any Purpose Whatsoever, to Advise the State and All State Agencies or Departments Which Have Trust Funds to Invest in Such Bonds, That Said Bonds Will Be Offered for Sale at Public Vendue; Forbidding the Purchase of Such Bonds from Private Purchasers, Except Under Certain Conditions, and Providing a Penalty for Non-compliance Herewith.

Received from House, 559.
 First reading and reference, 562.
 Reported back, 679.
 Second reading, 714.
 Final passage, 775.
 Other action, 944.
 To House, 799.
 Signed by President, 992.
 Returned to House, 1046.

House Bill No. 48

Referred to Committee on Ways and Means.

House Bill No. 48. A Bill for an Act to Amend and Re-enact Section 396b15 of the Compiled Laws, Supplement 1913-1925, as Amended by Session Laws of 1935, Chapter 162, Providing a Remedy for Under-paid Employees Working in Excess of Hour Provisions of Administrative Orders or the Hours Law for Females, and for Taking Assignments of Wage Claims.

Received from House, 216.
 First reading and reference, 244.
 Reported back, 326.
 To House, 357.

House Bill No. 51

Referred to Committee on Ways and Means.

House Bill No. 51. A Bill for an Act to Encourage the Making and Maintaining of Agreements Concerning Wages, Hours and Conditions of Employment Between Employers

and Employees by Their Representatives and the Settlement of Controversies Concerning the Same by Mediation and Voluntary Arbitration of Such Controversies on the Commissioner of Agriculture and Labor.

Received from House, 144.
 First reading and reference, 153.
 Reported back, 335.
 Second reading, 371, 408.
 Message from House, 958, 967.
 Other action, 372, 911, 950.
 To House, 417.
 Conference Committee, 614, 950.
 Conference Committee report, 949.
 Indefinitely postponed by House.

House Bill No. 54

Referred to Committee on Game and Fish.

House Bill No. 54. A Bill for an Act to Amend and Re-enact Section 10091, Compiled Laws 1913 and Requiring the Printing of Sections 10088 and 10091 or a Summary Thereof, on Hunting Licenses.

Received from House, 108.
 First reading and reference, 115.
 Reported back, 131.
 Second reading, 154.
 To House, 156.
 Signed by President, 194.
 Returned to House, 195.

House Bill No. 55

Referred to Committee on State Affairs.

House Bill No. 55. A Bill for an Act to Amend and Re-enact Chapter 149, Session Laws of 1939, Relating to Reservation of Mineral, Gas and Oil Rights on Sale of State Owned Lands; and Declaring an Emergency.

Received from House, 107.
 First reading and reference, 115.
 Reported back, 199.
 Second reading, 245.
 To House, 299.
 Other action, 339.
 Signed by President, 376.
 Returned to House, 379.

House Bill No. 56

Referred to Committee on State Affairs.

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 195 of the Session Laws of 1935, as Amended by Section 3 of Chapter 178, of the Session Laws of 1939. Declaring an Emergency.

Received from House, 584.
 First reading and reference, 588.
 Reported back, 636.
 To House, 639.

House Bill No. 57

Referred to Committee on State Affairs.

House Bill No. 57. A Bill for an Act to Amend and Re-

enact Provisions of Section 11103 of Compiled Laws of the State of North Dakota for 1913, Relating to the Meetings of the State Pardon Board and Declaring an Emergency.

Received from House, 144.
First reading and reference, 153.
Reported back, 302.
Second reading, 321.
To House, 333.
Signed by President, 366.
Returned to House, 366.

House Bill No. 61

Referred to Committee on Corporations.

House Bill No. 61. A Bill for an Act Restricting the Use of the Word "Co-operative" or an Abbreviation Thereof to Co-operative; Providing a Penalty; and Injunctive Relief.

Received from House, 174.
First reading and reference, 180.
Reported back, 198.
Second reading, 245.
To House, 299.
Signed by President, 376.
Returned to House, 379.

House Bill No. 62

Referred to Committee on Ways and Means.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Sections 4, 7, 12 and 18 of Chapter 139 of the Session Laws of North Dakota of 1937 Relating to Issuance of Motor Vehicle Operators' Licenses to Persons Under Sixteen Years of Age; the Fee for Motor Vehicle Operators' Licenses; the Revocation of Licenses; and the Establishment of the Division of Highway Safety and Police Patrol, Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 316.
First reading and reference, 319.
Reported back, 606.
Second reading, 709, 710.
Amendments, 647.
Other action, 647, 710, 911.
To House, 714.
Signed by President, 1003.
Returned to House, 1030.

Concurrent Resolution No. 63

Referred to Committee on State Affairs.

House Concurrent Resolution No. 63. Providing for the Amendment of Section 202 of Article 15 of the Constitution of North Dakota as Amended by Articles 16 and 28 of the Amendments Thereto, Relating to Future Amendments.

Received from House, 217.
First reading and reference, 207.
Reported back, 654.
Second reading and final passage, 772.
To House, 799.
Other action, 911.
Signed by President, 989.
Returned to House, 1031.

Concurrent Resolution No. 64

House Concurrent Resolution No. 64.—A Concurrent Resolution Providing for the Amendment of Section 25 of Article 2 of the Constitution of the State of North Dakota as Amended by Articles 15 and 26 of the Amendments Thereto, Relating to the Legislative Power of the State, and the Initiative and Referendum.

Referred to Committee on Game and Fish.

Received from House, 217.

First reading and reference, 244.

Reported back, 654.

Second reading and final passage, 772.

To House, 799.

Other action, 944.

Signed by President, 992.

Returned to House, 1046.

House Bill No. 65

Referred to Committee on Game and Fish.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 57 of Chapter 148, Session Laws of 1931, Giving the Governor Certain Powers Relative to Game and Fish, Limiting Such Power and Authorizing the Governor to Declare Foxes Predatory Animals, in Certain Areas, and Dispensing with Licenses Relative to Foxes when Declared Predatory.

Received from House, 285.

First reading and reference, 294.

Reported back, 360.

Second reading, 433.

Final passage, 435.

Other action, 345, 407, 615.

To House, 480.

Signed by President, 627.

Returned to House, 629.

House Bill No. 68

Referred to Committee on Corporations.

House Bill No. 68. A Bill for an Act to Amend and Re-enact Section 3784 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to Elections in Cities Under the Commission Form of Government Providing That Elective Officers Serve Until Their Successors Are Elected and Qualified. Repeal.

Received from House, 157.

First reading and reference, 164.

Reported back, 183.

Second reading, 207.

Other action, 285.

To House, 240.

Signed by President, 295.

Returned to House, 298.

House Bill No. 71

Referred to the Committee on Judiciary.

House Bill No. 71. A Bill for an Act to Amend and Re-

enact Section 3576, Compiled Laws of 1913, Relating to the Power of the Mayor to Keep the Peace.

Received from House, 144.
 First reading and reference, 153.
 Reported back, 219.
 Second reading, 280.
 To House, 299.
 Signed by President, 376.
 Returned to House, 379.

House Bill No. 72

Referred to Committee on Insurance.

House Bill No. 72. A Bill for an Act to Amend and Re-enact Section 4972, Compiled Laws of North Dakota for the Year 1913, Relating to the Age of Members of Accident and Sickness Insurance Corporations, Associations and Societies.

Received from House, 217.
 First reading and reference, 244.
 Reported back, 638.
 Second reading, 648, 842.
 Final passage, 783.
 Other action, 761, 825, 825, 825.
 To House, 855.
 Signed by President, 1003.
 Returned to House, 1030.

House Bill No. 74.

Referred to Committee on Tax and Tax Laws.

House Bill No. 74. A Bill for an Act Imposing a Tax on Banks and Trust Companies Measured by Net Income, Including Income from Tax Exempt Securities, Providing for the Assessment and Collection Thereof; Providing for the Enforcement of Such Act and Penalties for the Violation Thereof, Repeal.

Received from House, 157.
 First reading and reference, 164.
 Reported back, 218.
 Second reading, 279.
 Other action, 339.
 To House, 299.
 Signed by President, 376.
 Returned to House, 379.

House Bill No. 75

Referred to Committee on Judiciary.

House Bill No. 75. A Bill for an Act Providing that the State of North Dakota May Enter into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May Be on Probation or Parole; Providing Certain Terms Thereof; Saving Clause.

Received from House, 157.
 First reading and reference, 164.
 Reported back, 219.
 Second reading, 280.
 To House, 299.
 Signed by President, 377.
 Returned to House, 379.

House Bill No. 76

Referred to Committee on Judiciary.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Section 683 of the Compiled Laws of the State of North Dakota for 1913, Relating to Creation of Vacancies in Public Offices; Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Received from House, 315.
 First reading and reference, 319.
 Reported back, 338.
 Second reading, 374.
 Other action, 615.
 To House, 394.
 Signed by President, 627.
 Returned to House, 629.

House Bill No. 79

Referred to Committee on State Affairs.

House Bill No. 79. A Bill for an Act to Provide that the Expense for the Maintenance, Care, Board and Treatment of All Patients in the State Hospital for the Insane at Jamestown, North Dakota, the Institution for the Feeble Minded at Grafton, North Dakota, and the North Dakota State Tuberculosis Sanatorium at San Haven, North Dakota, Shall Be Borne Entirely by the State of North Dakota; Declaring That the Maintenance of Such Institution is a Public Purpose, Providing for the Reimbursement of the State for the Maintenance, Care, Board and Treatment of Patients; Providing for the Return of Patients Improperly Committed to Such Institutions; Providing for the Repeal of Sections 2568, 2569, 2570 and 2571 of the Compiled Laws of 1913; Section 2572, 1925 Supplement to the Compiled Laws of 1913; Section 2572a, 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 233 of the Laws of 1937; Sections 2573 and 2573a, 1925 Supplement to the Compiled Laws of 1913; Sections 2574, 2575, 2676, 2577 and 2578, Compiled Laws of 1913; Section 2579, Compiled Laws of 1913, as Amended by Chapter 143, Laws of 1937; Section 2588, Compiled Laws of 1913, as Amended by Chapter 246, Laws of 1939; and Sections 1716a1, 1716a2, 1716a3 and 1717, 1925 Supplement to the Compiled Laws for 1913, and Providing for a Saving Clause.

Received from House, 216.
 First reading and reference, 244.
 Reported back, 598.
 Other action, 288.
 To House, 609.

House Bill No. 82

Referred to Committee on State Affairs.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 3 (d) of Chapter 165 Laws of North Dakota for 1933 to Provide a Higher Sulphur Limit; and to Provide

Received from House, 341.
 First reading and reference, 352.
 Reported back, 655.
 Second reading, 661, 864.
 Final passage, 766.
 Other action, 864, 897, 925.

To House, 870.
 Signed by President, 993.
 Returned to House, 1047.
 Conference Committee, 898.
 Conference Committee report, 924.

House Bill No. 83

Referred to Committee on Elections.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 953 of the Compiled Laws of North Dakota for 1913, Providing for the Appointment of Poll Clerks for Elections, Defining their Qualifications and Fixing their Compensation, and Repealing all Acts and Parts of Acts in Conflict Herewith.

Received from House, 251.
 First reading and reference, 273.
 Reported back, 334.
 Second reading, 370.
 To House, 394.
 Signed by President, 434.
 Returned to House, 438.

House Bill No. 84

Referred to Committee on Judiciary.

House Bill No. 84. A Bill for an Act to Amend and Re-enact Section 10993 of the Compiled Laws of North Dakota for 1913, Relating to the Right of the State to Appeal in Criminal Procedure.

Received from House, 342.
 First reading and reference, 354.
 Reported back, 385.
 Other action, 584, 585.
 To House, 417.

House Bill No. 87

Referred to Committee on Ways and Means.

House Bill No. 87. A Bill for an Act Amending and Re-enacting Section 3583 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 167 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1935, Relating to the Term of Office of Aldermen. Repeal.

Received from House, 186.
 First reading and reference, 192.
 Reported back, 336.
 Second reading, 372.
 To House, 394.
 Signed by President, 434.
 Returned to House, 438.

House Bill No. 89

Referred to Committee on Counties.

House Bill No. 89. A Bill for an Act to Permit the Board of County Commissioners of Any County to Exchange Its Lands Acquired by Tax Deed for Other Lands in the Same County When Deemed to Be for the Best Interests of the County.

Received from House, 200.
First reading and reference, 206.
Reported back, 302.
Second reading, 322.
Amendments, 322.
Other action, 363.
To House, 333.
Signed by President, 377.
Returned to House, 380.

House Bill No. 90

Referred to Committee on Tax and Tax Laws.

House Bill No. 90. A Bill for an Act Providing for the Consideration by the State Board of Equalization of Certain Property Valuation in Determining the Value of Public Utilities for Taxing Purposes, and Declaring an Emergency.

Received from House, 284.
First reading and reference, 294.
Reported back, 816.
Other action, 859.
To House, 871.
Signed by President, 1003.
Returned to House, 1030.

House Bill No. 91

Referred to Committee on State Affairs.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 237, Laws of 1939 and Providing That County Commissioners May Act as Leasing and Collecting Agents for the County.

Received from House, 200.
First reading and reference, 206.
Reported back, 680.
Second reading, 714.
Amendments, 776.
Other action, 771, 911.
To House, 799.
Signed by President, 994.
Returned to House, 1047.

House Bill No. 95

Referred to Committee on Ways and Means.

House Bill No. 95. A Bill for an Act to Encourage the Destruction of Rattlesnakes, and Providing a Bounty to Be Paid by the State of North Dakota for Each Rattlesnake Killed, and Providing for the Disposition of the Rattlesnake Tails. Penalty. Appropriation.

Received from House, 315.
First reading and reference, 318.
Reported back, 335, 599.
Second reading, 622.
Final passage, 641.
Other action, 335, 363, 622, 672.
To House, 652.
Signed by President, 715.
Returned to House, 736.

House Bill No. 99

Referred to Committee on Education.

House Bill No. 99. A Bill for an Act to Permit Not to Exceed Two Hours Per School Week of Religious Instruction Outside of the Public Schools by a Duly Established and Incorporated Religious Body, of Children Attending Elementary and Secondary Public Schools in the State of North Dakota; Excusing Pupils for Such Purposes When Requested by Parent, Guardian, or Other Person Having Control of the Pupil. Repeal.

Received from House, 304.

First reading and reference, 308.

Reported back, 608.

Second reading, 648.

Final passage, 702.

To House, 705.

House Bill No. 100

Referred to Committee on Military and Indian Affairs.

House Bill No. 100. A Bill for an Act Exempting Members of the United States Military Service Stationed in North Dakota, Who Are Permanent Residents of Reciprocating States, From Automobile Registration Requirements; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Received from House, 174.

First reading and reference, 180.

Reported back, 218.

Second reading, 279.

To House, 299.

Signed by President, 377.

Returned to House, 380.

House Bill No. 102

Referred to Committee on Agriculture.

House Bill No. 102. A Bill for an Act to Establish a State Industrial Alcohol Plant; Providing for the Management Thereof, and Making an Appropriation Therefor; Constitutionality.

Received from House, 551.

First reading and reference, 564.

Reported back, 731.

Second reading, 874.

Other action, 791, 857.

To House, 881.

Signed by President, 1005.

Returned to House, 1032.

House Bill No. 103

Referred to Committee on Highways and Bridges.

House Bill No. 103. A Bill for an Act Appropriating the Sum of \$27,845.92 to the State Highway Commissioner Out of Any Funds in the State Treasury Available to the State Highway Department for the Purpose of Paying a Judgment That May Be Obtained by the Northern Improvement Company, of Fargo, North Dakota.

Received from House, 559.

First reading and references, 562.
Reported back, 724.
Second reading, 763.
Final passage, 792.
Other action, 793.
To House, 810.
Signed by President, 1010.
Returned to House, 1036.

House Bill No. 105

Referred to Committee on Appropriations.

House Bill No. 105. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the School for the Deaf at Devils Lake, North Dakota.

Received from House, 580.
First reading and reference, 586.
Reported back, 634.
Second reading, 648.
Final passage, 748.
To House, 774.
Signed by President, 890.
Returned to House, 894.

House Bill No. 106

Referred to Committee on Appropriations.

House Bill No. 106. 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, North Dakota.

Received from House, 580.
First reading and reference, 587.
Reported back, 600.
Second reading, 624.
To House, 630.
Signed by President, 720.
Returned to House, 735.

House Bill No. 107

Referred to Committee on Appropriations.

House Bill No. 107. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Received from House, 580.
First reading and reference, 587.
Reported back, 724.
Second reading, 763.
Final passage, 801.
Other action, 911.
To House, 811.
Signed by President, 1005.
Returned to House, 1032.

House Bill No. 108

Referred to Committee on Appropriations.

House Bill No. 108. 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.

Received from House, 581.
 First reading and reference, 585.
 Reported back, 634.
 Second reading, 648.
 Final passage, 749.
 Other action, 911.
 To House, 773.
 Signed by President, 1005.
 Returned to House, 1031.

House Bill No. 109

Referred to Committee on Appropriations.

House Bill No. 109. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Received from House, 581.
 First reading and reference, 585.
 Reported back, 635.
 Second reading, 648.
 Final passage, 749, 970.
 Message from House, 955.
 Message to House, 971.
 Other action, 911, 920.
 To House, 773.
 Signed by President, 990.
 Returned to House, 1045.
 Conference Committee, 913.
 Conference Committee report, 970.

House Bill No. 110

Referred to Committee on Appropriations.

House Bill No. 110. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Received from House, 580.
 First reading and reference, 587.
 Reported back, 816.
 Second reading, 856.
 Final passage, 860.
 Message from House, 955.
 Message to House, 971.
 Other action, 911, 920.
 To House, 864.
 Signed by President, 991.
 Returned to House, 1047.
 Conference Committee, 913.
 Conference Committee report, 965.

House Bill No. 111

Referred to Committee on Appropriations.

House Bill No. 111. A Bill for an Act Making an Appropriation for the General Maintenance, and Miscellaneous

Expenses of the State Hospital for the Insane at Jamestown, North Dakota.

Received from House, 482.
 First reading and reference, 491.
 Reported back, 817.
 Second reading, 856.
 Final passage, 860.
 Message from House, 955.
 Other action, 911, 920, 975.
 To House, 864.
 Signed by President, 1013. (See Errata)
 Returned to House, 1032.
 Conference Committee, 913.
 Conference Committee report, 974.

House Bill No. 112

Referred to Committee on Counties.

House Bill No. 112. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 108 of the Session Laws of 1915, Being Section 1946a1 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota; Relating to the Expenditure of Money by Contract for Road Improvements and Road Machinery by the County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 304.
 First reading and reference, 308.
 Reported back, 334.
 Second reading, 370.
 To House, 394.
 Signed by President, 434.
 Returned to House, 438.

House Bill No. 113

Referred to Committee on Counties.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1, Chapter 121 of the Session Laws of North Dakota for the Year 1935.

Received from House, 216.
 First reading and reference, 244.
 Reported back, 301.
 Second reading, 320.
 To House, 333.
 Signed by President, 377.
 Returned to House, 380.

House Bill No. 114

Referred to Committee on State Affairs.

House Bill No. 114. A Bill for an Act to Amend and Re-enact Section 1105 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 130 of the 1939 Session Laws of the State of North Dakota, Relating to the Board of Pardons, the Powers and Duties Thereof, and the Procedure Before Such Board; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Received from House, 251.
 First reading and reference, 274.

Reported back, 655.
 Second reading, 661.
 Final passage, 767.
 To House, 800.
 Signed by President, 1008.
 Returned to House, 1034.

House Bill No. 115

Referred to Committee on Insurance.

House Bill No. 115. A Bill for an Act to Include Certain Elective Officials of the State and of the Counties Thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as Amended) Relating to Disbursements of the Workmen's Compensation Fund; Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 400.
 First reading and reference, 411.
 Reported back, 638.
 Second reading, 648.
 Final passage, 761.
 To House, 774.
 Signed by President, 893.
 Returned to House, 893.

House Bill No. 116

Referred to Committee on Insurance.

House Bill No. 116. A Bill for an Act Authorizing the Seizure and Confiscation of Vehicles or Other Conveyances Used in the Commission of a Felony, in the Furtherance of the Commission of a Felony, in the Escape from the Scene of the Commission of a Felony, or in the Transportation of Property Which Is the Subject Matter of Any Felony; Providing for a Proceeding to Release Such Property; For the Sale and Method of Sale of Vehicle Confiscated; For the Disposition of Funds Arising from Sale; Declaring an Emergency.

Received from House, 482.
 First reading and reference, 494.
 Reported back, 608.
 Second reading, 648.
 Final passage, 694.
 Other action, 600.
 To House, 712.
 Signed by President, 794.
 Returned to House, 812.

House Bill No. 117

Referred to Committee on Ways and Means.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 3406 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Coroner; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Received from House, 216.
 First reading and reference, 244.
 Reported back, 606.

Second reading, 648.
Final passage, 650.
To House, 659.
Signed by President, 715.
Returned to House, 736.

House Bill No. 118

Referred to Committee on Ways and Means.

House Bill No. 118. A Bill for an Act Providing for the Levying of a Tax for the Payment of State Capitol Building Certificates and for the Payment of State Capitol Building Refunding Certificates.

Received from House, 186.
First reading and reference, 191.
Reported back, 336.
Second reading, 373.
To House, 393.
Signed by President, 434.
Returned to House, 436.

House Bill No. 119

Referred to Committee on Ways and Means.

House Bill No. 119. A Bill for an Act Authorizing the Industrial Commission to Issue State Capitol Building Refunding Certificates for the Purpose of Securing Funds with Which to Pay Outstanding State Capitol Building Certificates, Prescribing the Conditions Thereof, Manner of Sale and the Payment Thereof.

Received from House, 186.
First reading and reference, 192.
Reported back, 335.
Second reading, 371.
To House, 394.
Signed by President, 434.
Returned to House, 438.

House Bill No. 120

Referred to Committee on Tax and Tax Laws.

House Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 237 of the Session Laws of 1939 Relating to the Authority of County Commissioners to Lease Real Property Acquired by Tax Deed and Not Sold or Leased; to Limit Term of Lease; to Permit Longer Leases to Co-operative Grazing Associations, Soil Conservation Districts, and Individuals; to Limit Expense of Supervising and Collecting Rentals; to Provide That Net Revenue Be Distributed to Taxing Districts, and Declaring an Emergency.

Received from House, 186, 955.
First reading and reference, 192.
Reported back, 287.
Second reading, 309.
Final passage, 963.
Other action, 345, 363, 923.
To House, 325, 987.
Signed by President, 1019.
Returned to House, 1035.
Conference Committee, 916.
Conference Committee report, 926.

House Bill No. 122

Referred to Committee on Appropriations.

House Bill No. 122. A Bill for an Act Making an Appropriation for Payment of an Emergency Expenditure by the North Dakota National Guard in Connection with the Organization of Two Extra Battalions of 155 m.m. by Order of the War Department and Declaring an Emergency.

Received from House, 342.

First reading and reference, 354.

Reported back, 655.

Second reading, 661.

Final passage, 766.

To House, 800.

Signed by President, 1009.

Returned to House, 1034.

House Bill No. 123

Referred to Committee on State Affairs.

House Bill No. 123. A Bill for an Act Reserving to the Counties of the State Mineral, Gas and Oil Rights; and Declaring an Emergency.

Received from House, 482.

First reading and reference, 491.

Reported back, 636.

Second reading, 648.

Final passage, 755.

To House, 775.

Signed by President, 892.

Returned to House, 895.

House Bill No. 126

Referred to Committee on Ways and Means.

House Bill No. 126. A Bill for an Act to Repeal Sections 3177 to 3180, Both Inclusive, of the 1913 Compiled Laws of the State of North Dakota Relating to Municipal Wool Markets.

Received from House, 186.

First reading and reference, 192.

Reported back, 336.

Second reading, 372.

To House, 394.

Signed by President, 435.

Returned to House, 437.

House Bill No. 127

Referred to Committee on Judiciary.

House Bill No. 127. A Bill for an Act to Provide for the Transportation of Prisoners and Persons Committed to the State Penitentiary and State Training School, and of Patients Committed to the State Hospital; Providing Fees and Mileage Therefor and Repealing Chapter 173, Session Laws for the Year 1917 (Being ss. 3526a1 to 3526a5, both inclusive, of the 1925 Supplement to the 1913 Compiled Laws) as Amended by Chapter 275 of the Session Laws for the Year 1931; and Declaring an Emergency.

Received from House, 551.

First reading and reference, 564.

Reported back, 607, 817.

Final passage, 690, 848.
 Second reading, 648.
 Other action, 733, 740, 759, 759, 911.
 To House, 714, 853.
 Signed by President, 1005.
 Returned to House, 1030.

House Bill No. 128

Referred to Committee on Public Health.

House Bill No. 128. A Bill for an Act to Repeal Sections 10197 and 10199 of the Compiled Laws of North Dakota Relating to Guinness Patent Butter and to Patent Butter and Cheese.

Received from House, 285.
 First reading and reference, 294.
 Reported back, 606.
 Second reading, 648.
 Final passage, 649.
 Other action, 673, 683.
 To House, 659, 871.
 Signed by President, 1006.
 Returned to House, 1032.

House Bill No. 129

Referred to Committee on Ways and Means.

House Bill No. 129. A Bill for an Act to Repeal Chapter 119 of the Session Laws for the Year 1927 Relating to the Parole of Prisoners to the County Commissioners for Work on Highways.

Received from House, 186.
 First reading and reference, 192.
 Reported back, 326.
 Second reading, 355.
 To House, 357.
 Signed by President, 413.
 Returned to House, 416.

House Bill No. 130

Referred to Committee on Ways and Means.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 9876 of the 1913 Compiled Laws of North Dakota Relating to Punishment for Burglary.

Received from House, 186.
 First reading and reference, 192.
 Reported back, 336.
 Second reading, 373.
 To House, 394.
 Signed by President, 435.
 Returned to House, 437.

House Bill No. 131

Referred to Committee on Counties.

House Bill No. 131. A Bill for an Act Authorizing the Use of Photography in the Making of Permanent County Records.

Received from House, 200.
 First reading and reference, 207.

Reported back, 301.
Second reading, 321.
To House, 333.
Signed by President, 377.
Returned to House, 380.

House Bill No. 133

Referred to Committee on Judiciary.

House Bill No. 133. A Bill for an Act to Provide for Appointment of Counsel Before Plea of Defendant Charged with First Degree Murder; Providing Payment for Services of Such Counsel.

Received from House, 362.
First reading and reference, 369.
Reported back, 385.
To House, 417.

House Bill No. 134

Referred to Committee on Highways and Bridges.

House Bill No. 134. A Bill for an Act to Amend and Re-enact Chapter 126 of the Session Laws of the State of North Dakota for the Year 1933, Relative to and Covering the Awarding of Certain Contracts, and Giving Preference to Residents of the State of North Dakota; Repeal; Emergency.

Received from House, 251.
First reading and reference, 274.
Reported back, 817.
To House, 838.

House Bill No. 135

Referred to Committee on Education.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 213 of the Session Laws for 1939; Repeal.

Received from House, 304.
First reading and reference, 308.
Reported back, 608.
Second reading, 648.
Final passage, 703.
To House, 712.
Signed by President, 794.
Returned to House, 812.

House Bill No. 136

Referred to Committee on Education.

House Bill No. 136. A Bill for an Act to Repeal Subdivision 1 of Section 3 of Chapter 240 of the Session Laws of the State of North Dakota for the Year 1931.

Received from House, 304.
First reading and reference, 308.
Reported back, 608.
Second reading, 648.
To House, 712.
Signed by President, 794.
Returned to House, 814.

House Bill No. 137

Referred to Committee on Appropriations.

House Bill No. 137. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Mailing Bureau in the Capitol Building, for the Use of State Officers, Departments or Agencies, and to Prescribe Rules and Regulations for the General Use and Management of the Same; and Establishing a Board of Administration Postage Revolving Fund; and Making an Appropriation for the Establishment, Maintenance and Operation of the Same.

Received from House, 341.

First reading and reference, 353.

Reported back, 747.

Second reading, 829.

Other action, 825.

To House, 838.

Signed by President, 1009.

Returned to House, 1035.

House Bill No. 138

Referred to Committee on Banks and Banking.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1919 Session Laws, Constituting Section 6076 of the 1925 Supplement.

Received from House, 552.

First reading and reference, 565.

Reported back, 817.

Second reading, 856.

Final passage, 862.

Other action, 817.

To House, 871.

Signed by President, 1002.

Returned to House, 1030.

House Bill No. 139

Referred to Committee on Ways and Means.

House Bill No. 139. A Bill for an Act Permitting and Authorizing Appeal from All Decisions of the Workmen's Compensation Bureau by Claimants, Irrespective of Whether or Not the Bureau Makes Any Award to Claimant, and Providing for Such Appeals from All Such Decisions of the Bureau for Six Years Last Past; Repealing Laws and Parts of Laws in Conflict Herewith, and Declaring an Emergency.

Received from House, 580.

First reading and reference, 586.

Reported back, 655.

Other action, 656.

To House, 695.

House Bill No. 140

Referred to Committee on Judiciary.

House Bill No. 140. A Bill for an Act Providing for the Bonding of Deputy County Officials and Declaring an Emergency.

Received from House, 400.

First reading and reference, 411.

Reported back, 466.
Returned to House, 503.
Second reading, 593.
Other action, 536.
To House, 609.
Signed by President, 718.
Returned to House, 736.

House Bill No. 141

Referred to Committee on Public Safety.

House Bill No. 141. A Bill for an Act to Amend and Re-enact Section 578b1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913; Section 578b2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 139 of the Session Laws of 1927; Sections 578b3, 578b4, 578b5, 578b6 578b7 and 578b8; and Declaring an Emergency.

Received from House, 559.
First reading and reference, 562.
Reported back, 606.
Second reading, 648.
Final passage, 650.
To House, 659.
Signed by President, 715.
Returned to House, 737.

House Bill No. 142

Referred to Committee on State Affairs.

House Bill No. 142. A Bill for an Act to Empower the Board of Administration to Establish, Maintain and Operate a Central Telephone Exchange in the State Capitol Building, to Prescribe Rules and Regulations for the Operation and Maintenance of the Same, and Making an Appropriation Therefor.

Received from House, 284.
First reading and reference, 294.
Reported back, 301, 747.
Second reading, 837.
Other action, 943.
To House, 841.
Signed by President, 993.
Returned to House, 1047.

House Bill No. 143

Referred to Committee on Military and Indian Affairs.

House Bill No. 143. A Bill for an Act to Provide for the Organization, Equipping, Maintenance, and Use of the North Dakota State Guard, and Providing Rules and Regulations Governing the Same; Emergency.

Received from House, 341.
First reading and reference, 352.
Reported back, 386.
Second reading, 409.
Final passage, 589.
To House, 597.
Signed by President, 627.
Returned to House, 630.

House Bill No. 145

Referred to Committee on Ways and Means.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 40 of Chapter 148 of the Session Laws of 1931 as Amended by Section 2 of Chapter 144, Laws of 1935, Relating to Game Reserves and Refuges.

Received from House, 315.

First reading and reference, 318.

Reported back, 336.

Second reading, 374.

To House, 393.

Signed by President, 435.

Returned to House, 437.

Vetoed by Governor, 538.

House Bill No. 146

Referred to Committee on Warehouse and Grain Grading.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as Amended and Re-enacted by Chapter 269 of the Session Laws for the Year 1933; Relating to Fees for Inspection of Weights and Measures, and Declaring an Emergency.

Received from House, 315.

First reading and reference, 319.

Reported back, 382.

Second reading, 433.

Final passage, 458.

Other action, 409.

To House, 478.

House Bill No. 147

Referred to Committee on Appropriations.

House Bill No. 147. A Bill for an Act Making an Appropriation for Relief to Destitute and Necessitous Persons for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, Defining the Powers and Duties of the Public Welfare Board in Relation Thereto, and in Providing for Allocation of Funds to Counties for Relief Purposes and for Other Specified Relief Expenditures and Costs of Administration.

Received from House, 581.

First reading and reference, 585.

Reported back, 748.

Second reading, 849.

To House, 854.

Signed by President, 1002.

Returned to House, 1030.

House Bill No. 148

Referred to Committee on Appropriations.

House Bill No. 148. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, for Disbursement by the Public Welfare Board in Providing Public Assistance to the Needy Blind and to Dependent Children, and Providing Child Welfare Services and Services to Crippled Children and for Necessary Costs of Administration.

Received from House, 581.

First reading and reference, 587.

Reported back, 748.

Second reading, 850.

To House, 854.

Signed by President, 1002.

Returned to House, 1029.

House Bill No. 149

Referred to Committee on Appropriations.

House Bill No. 149. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1941, and Ending June 30, 1943, to Be Expended by the Public Welfare Board in Providing Assistance to the Needy Aged and for Necessary Costs of Administration.

Received from House, 581.

First reading and reference, 587.

Reported back, 748.

Second reading, 850.

To House, 854.

Signed by President, 1002.

Returned to House, 1029.

House Bill No. 150

Referred to Committee on Appropriations.

House Bill No. 150. A Bill for an Act Making a Deficiency Appropriation for Assistance to the Needy Aged for the Balance of the Biennial Period Ending June 30, 1941, and Declaring an Emergency.

First reading and reference, 563.

Reported back, 725.

Second reading, 763.

Final passage, 802.

To House, 811.

Signed by President, 1009.

Returned to House, 1035.

House Bill No. 151

Referred to Committee on Appropriations.

House Bill No. 151. A Bill for an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided in the State Equalization Fund Law.

Received from House, 581.

First reading and reference, 586.

Reported back, 725.

Second reading, 763.

Final passage, 803.

Other action, 944.

To House, 811.

Signed by President, 991.

Returned to House, 1046.

House Bill No. 152

Referred to Committee on Tax and Tax Laws.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Chapter 240 of the Session Laws of North Dakota for 1937 as Amended by Chapter 227 of the Session Laws of North Dakota for the Year 1939, Providing for an Adjust-

ment of Delinquent Taxes for 1939 and Prior Years, Authorizing Boards of County Commissioners to Make Extension Contracts for the Payment of Delinquent Taxes and for the Cancellation of Such Contracts, Providing for the Suspension of Tax Collection and Tax Deed Laws as to Taxes Affected by Such Contracts, Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Received from House, 485.
 First reading and reference, 493.
 Reported back, 598, 732.
 Second reading, 763.
 Final passage, 875, 961.
 Amendments, 875.
 Message to House, 959.
 Other action, 648, 803, 857, 945, 961.
 Conference Committee, 954.
 Message from House, 961.
 To House, 609, 881, 962.
 Signed by President, 1003.
 Returned to House, 1030.

House Bill No. 153

Referred to Committee on Insurance.

House Bill No. 153. A Bill for an Act Exempting Flying Employees Engaged in Interstate Commerce from the Workmen's Compensation Act, and Declaring an Emergency.

Received from House, 304.
 First reading and reference, 308.
 Reported back, 397.
 Second reading, 433.
 Final passage, 452.
 Other action, 452, 615.
 To House, 455.
 Signed by President, 627.
 Returned to House, 629.

House Bill No. 155

Referred to Committee on Appropriations.

House Bill No. 155. A Bill for an Act Making an Emergency Appropriation to the Livestock Sanitary Board to Pay Claims on Cattle Destroyed on Account of Bang's Disease up to July 1, 1941; and Declaring an Emergency.

Received from House, 342.
 First reading and reference, 354.
 Reported back, 599.
 To House, 632.

House Bill No. 156

Referred to Committee on Ways and Means.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 174 of the Session Laws of North Dakota for the Year 1937 as Amended by Chapter 177 of the Session Laws of North Dakota for the Year 1939, Relating to Pensions for Policemen and Dependents in Cities Now, or Hereafter, Having a Population in Excess of Ten Thousand (10,000) Inhabitants.

Received from House, 342.

First reading and reference, 353.
 Reported back, 656.
 Second reading, 661.
 Final passage, 769.
 To House, 800.
 Signed by President, 1017.
 Returned to House, 1033.

House Bill No. 157

Referred to Committee on Public Welfare.

House Bill No. 157. A Bill for an Act Creating a Crippled Children's Commission, Defining Its Powers and Duties, Defining the Powers and Duties of the Public Welfare Board in the Administration of Service for Crippled Children in Conformity with Title V, Part 2 of the Federal Social Security Act of 1935, as Amended; Providing for and Authorizing Coordination of a Commission with and Supplementary to the Public Welfare Board of North Dakota; and Declaring an Emergency.

Received from House, 559.
 First reading and reference, 562.
 Reported back, 728.
 Other action, 763, 785.
 To House, 739, 871.
 Signed by President, 1002.
 Returned to House, 1029.

House Bill No. 161

Referred to Committee on Public Welfare.

House Bill No. 161. A Bill for an Act to Provide Aid to Dependent Children, to Authorize the State Public Welfare Board to Administer Such Aid, to Authorize the County Welfare Boards to Administer Such Aid Under the Supervision of the State Public Welfare Board in the Several Counties, to Authorize and Require the Board of County Commissioners to Appropriate Funds and to Make Tax Levies for Aid to Dependent Children and to Make Partial Reimbursement to the State of Amounts Expended by the State Public Welfare Board with Respect to Residents of the Several Counties Under Certain Conditions, and to Prescribe the Duties of the State Public Welfare Board and the County Welfare Boards in the Administration Thereof, and Repealing Chapter 209, Session Laws for 1937 and Chapter 194, Session Laws for 1939.

Received from House, 342.
 First reading and reference, 353.
 Reported back, 626.
 Second reading, 648, 709.
 Other action, 943.
 To House, 713.
 Signed by President, 991.
 Returned to House, 1045.

House Bill No. 163

Referred to Committee on Public Welfare.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 4, 18, and 21 of Chapter 211 of the Session Laws for 1937, Pertaining to the Duties of the State Agency,

the Confidential Character of Old Age Assistance Records, and the Distribution of Amounts Recovered from the Estates of Recipients of Old Age Assistance.

Received from House, 560.

First reading and reference, 563.

Reported back, 728.

Second reading, 763.

Final passage, 842.

To House, 854.

Signed by President, 1010.

Returned to House, 1035.

House Bill No. 164

Referred to Committee on Public Welfare.

House Bill No. 164. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 210 of the Session Laws for 1937 as Amended by Section 1, Chapter 191, of the Session Laws for 1939, to Amend and Re-enact Sections 3, 4, and 22 of Chapter 210 of the Session Laws for 1937, Relating to Aid to the Needy Blind; the Amount of Assistance, Duties of the State Agency, and the Confidential Nature of the Records.

Received from House, 342.

First reading and reference, 353.

Reported back, 626.

Second reading, 648.

Final passage, 708.

Other action, 944.

To House, 713.

Signed by President, 992.

Returned to House, 1045.

House Bill No. 165

Referred to Committee on Highways.

House Bill No. 165. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931, as Amended by Chapter 163 of the Session Laws of North Dakota for the Year 1933 as Amended by Chapter 185 of the Session Laws of North Dakota for the Year 1935, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles Upon the Highways; and Amending and Re-enacting Subdivision (b) of Section 25 of Chapter 186 of the Session Laws of North Dakota for the Year 1931 as Amended by Chapter 161 of the Session Laws of North Dakota for the Year 1933, Providing for Registration Fees for Trucks on a Gross Weight Basis; Providing a License for House Trailers and Lights or Reflectors for All Trailers; Regulating the Designation and Display of Plates and the Issuance of and Payment for "In Transit" Permits.

Received from House, 558.

First reading and reference, 561.

Reported back, 817.

Second reading, 856.

Final passage, 905.

Other action, 862, 911.
To House, 907.
Signed by President, 994.
Returned to House, 1032.

House Bill No. 166

Referred to Committee on Irrigation and Drainage.

House Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 8247a1, 8247a2, 8247a3, 8247a4, 8247a5, 8247a10, 8247a16, 8247a17, 8247a47, 8247a57 and 8247a60 of the Supplement to the Compiled Laws of 1925 as Amended and Re-enacted by Sections 1, 2, 3, 5, 6, 11, 21, 22, 30, 35, and 37 of Chapter 253 of the Session Laws of North Dakota for 1939 Relating to Irrigation Districts, Their Functions, Powers and Duties.

Received from House, 389.
First reading and reference, 411.
Reported back, 606.
Second reading, 648.
Final passage, 651.
To House, 659.
Signed by President, 716.
Returned to House, 736.

House Bill No. 167

Referred to Committee on Irrigation and Drainage.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 11, 21 and 22 of Chapter 256 of the Session Laws of North Dakota for the Year 1939 Relating to the Powers and Duties of the State Water Conservation Commission, Relating to State Water Conservation Commission Bonds and Declaring an Emergency.

Received from House, 399.
First reading and reference, 411.
Reported back, 607.
Second reading, 648.
Final passage, 762.
Other action, 652.
To House, 774.
Signed by President, 892.
Returned to House, 895.

House Bill No. 168

Referred to Committee on Irrigation and Drainage.

House Bill No. 168. A Bill for an Act Providing for the Organization of Corporations for the Purpose of Acquiring Water Rights, Establishing, Owning, Operating and Maintaining Irrigation Systems and Selling, Distributing, Supplying and Delivering Water for Irrigation Purposes, or for Domestic Use, to Its Members or Stockholders, Providing That the Shares of Stock in Such Corporations May Be Appurtenant to Certain Lands, Prescribing the Rights and Powers of Such Corporations; Providing for the Transferability of Stock Therein and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 448.
First reading and reference, 454.
Reported back 680.

Second reading, 714.
Final passage, 777.
To House, 800.
Signed by President, 1006.
Returned to House, 1033.

House Bill No. 170

Referred to Committee on Game and Fish.

House Bill No. 170. A Bill for an Act Providing for the Establishment of License Fee for, and Setting Up Regulations to Govern Muskrat Propagation in the State of North Dakota in Captivity, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 340.
First reading and reference, 354.
Reported back, 360, 440.
Second reading, 591.
Other action, 407, 615.
To House, 596.
Signed by President, 627.
Returned to House, 630.

House Bill No. 172

Referred to Committee on Game and Fish.

House Bill No. 172. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 1 of Chapter 150, Laws 1931.

Received from House, 340.
First reading and reference, 355.
Reported back, 360.
Second reading, 407.
To House, 437.
Signed by President, 604.
Returned to House, 610.

House Bill No. 173

Referred to Committee on Tax and Tax Laws.

House Bill No. 173. A Bill for an Act to Exempt Certain Personal Property to the Amount of \$150.00 from Taxation, and Declaring an Emergency.

Received from House, 315.
First reading and reference, 318.
Reported back, 598.
To House, 609.

House Bill No. 174

Referred to Committee on State Affairs.

House Bill No. 174. A Bill for an Act Prohibiting the Sale and Use on Automobiles, Trucks and Motorcycles in the State of North Dakota, regrooved Tires; Penalty and Declaring an Emergency.

Received from House, 341.
First reading and reference, 353.
Reported back, 726.
Second reading, 763.
Other action, 803.
To House, 815.

House Bill No. 175

Referred to Committee on Corporations.

House Bill No. 175. A Bill for an Act Requiring Fuel to Be Weighed and Scale Weight Ticket Delivered to Purchaser at Time of Delivery Thereof in Any City or Village; Declaring Failure to Do So a Misdemeanor and Prescribing Penalty Therefor.

Received from House, 315.
 First reading and reference, 319.
 Reported back, 335.
 Second reading, 371, 408.
 Amendments, 408.
 Other action, 371, 615.
 To House, 417.
 Signed by President, 627.
 Returned to House, 630.

House Bill No. 176

Referred to Committee on Corporations.

House Bill No. 176. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 235 of the Session Laws of the State of North Dakota for the Year 1929 As Amended by Chapter 176 of the Session Laws of 1939, Relating to Park District Tax Levies and Providing for a Levy by Park Districts Owning and Maintaining Air Ports, Purchasing or Acquiring Lands for Air Ports and for Operating and Maintaining the Same; and Declaring an Emergency.

Received from House, 340.
 First reading and reference, 354.
 Reported back, 397.
 Second reading, 433, 713.
 Final passage, 458.
 Other action, 711, 712.
 To House, 478.
 Signed by President, 715.
 Returned to House, 736.

House Bill No. 177

Referred to Committee on Agriculture and Livestock.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 2790a7 of the 1925 Supplement to the Compiled Laws of the State of North Dakota as Amended by Chapter 1, of the 1939 Session Laws, and Repealing Section 3 of Chapter 1 of the 1939 Session Laws; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Received from House, 421.
 First reading and reference, 433.
 Reported back, 680.
 Second reading, 714.
 Final passage, 778.
 Other action, 911.
 To House, 799.

Signed by President, 1004.
 Returned to House, 1031.

House Bill No. 179

Referred to Committee on Military Affairs.

House Bill No. 179. A Bill for an Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-Defense Activities Who Would Not Otherwise Be Able to Secure Such Dwellings Within the Vicinity Thereof; to Limit the Initiation of the Development of Such Projects Until December 31, 1943; to Authorize Housing Authorities to Co-operate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; and to Declare an Emergency.

Received from House, 389.

First reading and reference, 411.

Reported back, 419.

Second reading, 590, 611.

Other action, 600.

To House, 597, 630.

Signed by President, 720.

Returned to House, 734.

House Bill No. 184

Referred to Committee on Game and Fish.

House Bill No. 184. A Bill for an Act Authorizing the Board of University and School Lands to Transfer and Convey Certain Acreage of State School Lands to the Game and Fish Department in Exchange for Other Land, to Be Used and Maintained for Wildlife-Restoration Projects, and Declaring an Emergency.

Received from House, 483.

First reading and reference, 494.

Reported back, 608.

Second reading, 648.

Final passage, 706.

To House, 711.

Signed by President, 795.

Returned to House, 813.

House Bill No. 186

Referred to Committee on Corporations.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5 of Chapter 235 of the Session Laws of North Dakota for the Year 1929, as Amended and Re-enacted by Chapter 297 of the Session Laws of North Dakota for the Year 1931, and as Amended and Re-enacted by Chapter 208 of the Session Laws of North Dakota for the Year 1935, and as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for the Year 1937, Relating to Tax Limitations of Cities.

Received from House, 389.

First reading and reference, 412.

Reported back, 635.

Second reading, 648.
Final passage, 750.
To House, 774.
Signed by President, 892.
Returned to House, 895.

House Bill No. 187.

Referred to Committee on Corporations.

House Bill No. 187. A Bill for an Act Relating to Payment of the Costs of Sewer and Water Improvements in Cities and Villages Partly by Special Assessments and Partly by Service Charges, and Declaring an Emergency.

Received from House, 389.
First reading and reference, 412.
Reported back 635.
Second reading, 648.
Final passage, 751.
To House, 775.
Signed by President, 892.
Returned to House, 895.

House Bill No. 188

Referred to Committee on Corporations.

House Bill No. 188. A Bill for an Act Authorizing Cities to Enter Into Agreement with the State Highway Department or the Board of County Commissioners of Any County, or Both, for the Improvement of Streets, Water Mains and Sewers Within the Limits of Such City, to Create a Special Improvement District for Such Purposes, Providing for the Assessment of a Proportionate Share of the Cost Thereof Against the Property Benefited, and Dispensing with Proceedings Leading Up to the Construction of Such Improvement; Emergency.

Received from House, 389.
First reading and reference, 411.
Reported back, 635.
Second reading, 648.
Final passage, 751.
To House, 775.
Signed by President, 892.
Returned to House, 894.

House Bill No. 189

Referred to Committee on Counties.

House Bill No. 189. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 140 of the Session Laws of 1919, Being Section 2618 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 4 of the Session Laws of 1931, Relating to Herd Law Suspension.

Received from House, 342.
First reading and reference, 354.
Reported back, 497.
Second reading, 594.
To House, 610.
Signed by President, 718.
Returned to House, 735.

House Bill No. 190

Referred to Committee on Counties.

House Bill No. 190. A Bill for an Act to Amend and Re-enact Sub-section (e) of Section 6 of Chapter 106 of the 1935 Session Laws, as Amended by Sub-section (e) of Section 3 of Chapter 112 of the 1937 Session Laws, and to Amend and Re-enact Section 11 of Chapter 106 of the 1935 Session Laws, Relating to the Cooperative Grazing Association Act.

Received from House,, 342.

First reading and reference, 354.

Reported back, 497.

Second reading, 593.

To House, 597.

Signed by President, 628.

Returned to House, 630.

House Bill No. 191

Referred to Committee on State Affairs.

House Bill No. 191. A Bill for an Act to Provide a Limitation of Time Within Which Claims May Be Made or Proceedings Brought to Recover Monies in Personal Accounts of Inmates and Patients in State Charitable Institutions; and Providing the Transfer of Such Monies.

Received from House, 341.

First reading and reference, 355.

Reported back, 636.

Second reading, 648.

Final passage, 755.

To House, 774.

Signed by President, 893.

Returned to House, 893.

House Bill No. 193

Referred to Committee on State Affairs.

House Bill No. 193. A Bill for an Act Making an Appropriation to Repay to the Bank of North Dakota Out of Revenues of the State Highway Department Accruing to the Funds of That Department Monies Heretofore Transferred by the Bank of North Dakota to the State Highway Department for the Construction, Reconstruction, Repair and Maintenance of Public Highways, and Providing for the Payment of the Promissory Notes of the State Highway Department Which Evidence Such Transfers.

Received from House, 341.

First reading and reference, 352.

Reported back, 636.

Final passage, 756, 960.

Second reading, 648.

Message from House, 927, 959.

Message to House, 960.

Other action, 927, 959.

To House, 773.

Signed by President, 1003.

Returned to House, 1030.

Conference Committee, 927.

House Bill No. 194.

Referred to Committee on Ways and Means.

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 169, Session Laws of 1937, Regulating the Business of Selling Used Motor Vehicles by Resident and Non-Resident Dealers in the State of North Dakota, and Motor Vehicles Acquired from Non-resident Owners; Requiring the Registration of All Used Motor Vehicles Brought Into This State for the Purpose of Sale to be Registered With the Motor Vehicle Registrar; Requiring All Such Dealers to Execute and Deliver to Each Purchaser a Bond Indemnifying the Purchaser Against Failure of Title, Breach of Warranty or Fraudulent Misrepresentation; Requiring the Delivery of Certificate of Title; Providing Penalties for the Violation of this Act, and Repealing Section 14 of Chapter 180, Session Laws of 1927.

Received from House, 362.

First reading and reference, 369.

Reported back, 656.

Second reading, 661.

Final passage, 770.

Other action, 911.

To House, 798.

Signed by President, 1005.

Returned to House, 1031.

House Bill No. 196

Referred to Committee on Banks and Banking.

House Bill No. 196. A Bill for an Act to Amend and Re-enact Subsection (h) of Section 51 of Chapter 96 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment By the Supreme Court of the State Examiner as Receiver of Insolvent State Banks, the Transfer of Powers and Duties of the Receiver or Receivers Heretofore Appointed By the Supreme Court to the State Examiner and Providing That the State Examiner Shall Become Receiver of All Insolvent State Banks from Which the Receiver Appointed by the Supreme Court has Not Been Discharged, and Declaring an Emergency.

Received from House, 580.

First reading and reference, 587.

Reported back, 730.

Other action, 730.

To House, 739.

House Bill No. 199

Referred to Committee on Judiciary.

House Bill No. 199. A Bill for an Act to Provide Punishment for the Taking and Operating of an Automobile or Other Motor Vehicle, or Causing the Same to Be Taken and Operated Without the Consent of the Owner.

Received from House, 483.

First reading and reference, 494.

Reported back, 608.

Second reading, 648.

Final passage, 693.

To House, 712.
Signed by President, 795.
Returned to House, 813.

House Bill No. 200

Referred to Committee on State Affairs.

House Bill No. 200. A Bill for an Act to Provide for the Levying of Dues or Assessments Upon Members in Non-Stock Corporations, and Declaring an Emergency.

Received from House, 422.
First reading and reference, 433.
Reported back, 726.
Second reading, 763.
Final passage, 804.
To House, 811.
Signed by President, 1006.
Returned to House, 1033.

House Bill No. 202

Referred to Committee on State Affairs.

House Bill No. 202. A Bill for an Act Providing for the Establishment and Government of a Correctional Institution, to Be Known as the North Dakota State Farm, Providing for the Commitment and Transfer of Prisoners Thereto, and Their Care and Supervision Therein; Making an Appropriation for the Establishment and Maintenance of Said Institution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 551.
First reading and reference, 563.
Reported back, 731.
Second reading, 763.
Final passage, 804.
Other action, 648.
To House, 811.
Signed by President, 1006.
Returned to House, 1033.

House Bill No. 203

Referred to Committee on Judiciary.

House Bill No. 203. A Bill for an Act to Amend and Re-enact Section 20, of Chapter 250 of the Session Laws of North Dakota for the Year 1935, Relating to the Administration of Trusts.

Received from House, 400.
First reading and reference, 410.
Reported back, 466.
Second reading, 592.
To House, 597.
Signed by President, 628.
Returned to House, 629.

House Bill No. 206

Referred to Committee on State Affairs.

House Bill No. 206. A Bill for an Act Authorizing the Issuance of Bonds of North Dakota, Mill and Elevator Refunding Series, for the Purpose of Refunding Outstand-

ing Bonds of North Dakota, Mill and Elevator Series; Prescribing the Terms and Conditions Thereof; Providing a Tax Levy for the Payment Thereof; Providing for the Extension of Maturing Bonds, and Making an Appropriation to Carry Out the Provisions of This Act, and Declaring an Emergency.

Received from House, 484.
 First reading and reference, 492.
 Reported back, 680.
 Second reading, 784.
 Other action, 780.
 To House, 799.
 Signed by President, 1010.
 Returned to House, 1035.

House Bill No. 207

Referred to Committee on State Affairs.

House Bill No. 207. A Bill for an Act Providing for the Refunding of the Real Estate Bonds of the State of North Dakota, the Issuance of Refunding Bonds by the Industrial Commission, Prescribing the Terms and Conditions Hereof, Providing for Their Sale, Exchange and Delivery, Establishing the "Refunding Bond Fund" and the "Refunding Bond Interest Fund," Providing for Annual Tax Levies, Providing for the Retirement and Payment of North Dakota's Outstanding Real Estate Bonds, Chapter 154 of the Session Laws of 1919 (Sections 2290b1 to 2290b16 Inclusive, 1925 Supplement to the 1913 Compiled Laws), Chapter 292 Session Laws of 1923 (Sections 2290c1 to 2290c15, Inclusive, 1925 Supplement to the Compiled Laws), Chapter 182, Session Laws of 1929, Chapters 101 and 102 Session Laws of 1931, Chapter 90, Session Laws of 1933, and Amendments to the Same, Transferring Assets and Funds Securing North Dakota Bonds for the Use of Refunding Bonds and Interest Thereon; Repealing All Acts or Parts of Acts Inconsistent With the Provisions of This Enactment; and Declaring an Emergency.

Received from House, 514.
 First reading and reference, 602.
 Reported back, 638.
 Second reading, 648.
 Other action, 705.
 To House, 705.

House Bill No. 208

Referred to Committee on Warehouse and Grain Grading.

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 4 of Chapter 214, Session Laws of 1931, Relating to the Establishment of a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Certain Other Produce, and to Regulate the Sale and Distribution Thereof. Repeal; and Declaring an Emergency.

Received from House, 481.
 First reading and reference, 491.
 Reported back, 728.
 Second reading, 763.
 Final passage, 843.
 Other action, 729.

To House, 854.
Signed by President, 1004.
Returned to House, 1031.

House Bill No. 210

Referred to Committee on State Affairs.

House Bill No. 210. A Bill for an Act to Conserve Crude Petroleum Oil and Natural Gas; to Enlarge the Duties and Authority of the Industrial Commission of North Dakota to Supervise and Control the Oil and Gas Resources of North Dakota; Authorizing the Industrial Commission of North Dakota to Promulgate Rules and Regulations for the Enforcement of the Provisions of the Act for the Purpose of Conserving Oil and Gas; Providing Penalties for the Violation of Certain Provisions of the Act or the Regulations Promulgated Thereunder; Repealing Chapter 184 of the 1929 Session Laws and Chapter 135 of the 1937 Session Laws of North Dakota; Repealing All Laws and Parts of Laws in Conflict Herewith.

Received from House, 552.
First reading and reference, 563.
Reported back, 726.
Second reading, 763.
Final passage, 805.
To House, 812.
Signed by President, 1001.
Returned to House, 1029.

House Bill No. 211

Referred to Committee on Corporations.

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 3684a3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended and Re-enacted by Chapter 175 of the Session Laws of North Dakota for 1939.

Received from House, 389.
First reading and reference, 411.
Reported back, 635.
Second reading, 648.
Final passage, 752.
To House, 775.
Signed by President, 891.
Returned to House, 894.

House Bill No. 212

Referred to Committee on Ways and Means.

House Bill No. 212. A Bill for an Act to Provide for Registration of Concentrated Commercial Feeding Stuffs in Small Packages and Payment of Registration Fees. Repeal.

Received from House, 389.
First reading and reference, 412.
Reported back, 607.
Second reading, 648.
Final passage, 652.
To House, 660.
Signed by President, 716.
Returned to House, 736.

House Bill No. 213

Referred to Committee on Judiciary.

House Bill No. 213. A Bill for an Act to Amend and Re-enact §§ 5 and 8 of Chapter 165 of the Session Laws of 1939, Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession During the Extended Period, and Limiting the Right, to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act; and Providing that the Act Shall Not Be Applicable in Certain Cases Set Forth in This Act; Repealing All Acts Inconsistent Herewith and Declaring an Emergency.

Received from House, 485.

First reading and reference, 493.

Reported back, 607.

Second reading, 648.

Final passage, 691.

To House, 711.

Signed by President, 795.

Returned to House, 813.

House Concurrent Resolution No. 214

Referred to Committee on Tax and Tax Laws.

House Concurrent Resolution No. 214. A Concurrent Resolution Providing for the Amendment of Section 176 of Article 11 of the Constitution of the State of North Dakota as Amended by Articles 20 and 29 of the Amendments Thereto, Relating to the Levying of Taxes Upon Property in the State of North Dakota.

Received from House, 400.

First reading and reference, 412.

Reported back, 732.

To House, 739.

House Bill No. 215

Referred to Committee on State Affairs.

House Bill No. 215. A Bill for an Act Authorizing the Governor and the Secretary of State, Acting in the Name of, and on Behalf of, the State of North Dakota, to Transfer and Convey, Without Consideration, Certain Lands in Rolette County, Now Held by and in the Name of the State of North Dakota in Trust for the Use and Benefit of the International Peace Garden, Inc., a New York Corporation, to the United States of America For Use as a Customs Port of Entry to the United States From the Dominion of Canada, and Declaring an Emergency.

Received from House, 421.

First reading and reference, 432.

Reported back, 636.

Second reading, 648.

Final passage, 757.
To House, 775.
Signed by President, 891.
Returned to House, 893.

House Concurrent Resolution No. 216

Referred to Committee on Corporations.
House Concurrent Resolution No. 216. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Permitting Municipal Liquor Stores.
Received from House, 389.
First reading and reference, 412.
Reported back, 730.
Other action, 731.
To House, 739.

House Bill No. 218

Referred to Committee on Counties.
House Bill No. 218. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the County Manager Form, and Declaring an Emergency.
Received from House, 559.
First reading and reference, 562.
Reported back, 818.
Second reading, 856.
Final passage, 862.
Message from House, 955.
To House, 870.
Signed by President, 991.
Returned to House, 1045.

House Bill No. 221

Referred to Committee on Game and Fish.
House Bill No. 221. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20 of Chapter 148 of the Session Laws of 1931, as Amended by Section 1 of Chapter 144 of the Session Laws of 1935, Relating to Game and Fish.
Received from House, 513.
First reading and reference, 601.
Reported back, 638.
Second reading, 648.
Final passage, 759.
To House, 774.
Signed by President, 891.
Returned to House, 894.

House Bill No. 222

Referred to Committee on Judiciary.
House Bill No. 222. 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, and as Amended by Chapter 146 of the Session Laws of 1933, Providing for a Lien for Repairs Made on Automobiles, Trucks, Engines, Threshing Machines, Combines, Tractors, Power-driven Farm Equipment and Well Machines. Repeal.
Received from House, 400.

First reading and reference, 410.
 Reported back, 607.
 Second reading, 648.
 Final passage, 690.
 To House, 693.
 Signed by President, 796.
 Returned to House, 813.

House Bill No. 223

Referred to Committee on State Affairs.

House Bill No. 223. A Bill for an Act Authorizing and Directing County Auditors to Destroy Certain Old, No Longer of Use, and Obsolete Books, Blanks, Forms, and Records of Their Offices and Repealing All Acts or Parts of Acts in Conflict Therewith and Declaring an Emergency.

Received from House, 421.
 First reading and reference, 432.
 Reported back, 637.
 Second reading, 648.
 Final passage, 757.
 To House, 775.
 Signed by President, 891.
 Returned to House, 894.

House Bill No. 224

Referred to Committee on Agriculture and Livestock.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Chapter 5 of the Session Laws of North Dakota for 1937 as Amended by Chapter 14 of the Session Laws of North Dakota for 1939 by Adding Thereto the Sections Herein Set Out; Providing for the Regulation of Livestock Sales Ring; Providing for a License and Bond of Such Livestock Sales Rings; Empowering the Public Service Commission to Promulgate Rules and Regulations Therefor; Providing for the Investigation of Sales and Transactions in Such Rings; Requiring the Inspection of Livestock Handled or Sold in Such Rings, and Declaring an Emergency.

Received from House, 482.
 First reading and reference, 491.
 Reported back, 680.
 Second reading, 714.
 Final passage, 779.
 Other action, 911.
 To House, 811.
 Signed by President, 1004.
 Returned to House, 1031.

House Bill No. 231

Referred to Committee on State Affairs.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 195 of the Session Laws of 1929 Relating to the Opening of Bids, Award of Contract, and Bond Required for Public Buildings.

Received from House, 421.
 First reading and reference, 432.
 Reported back, 726.
 Second reading, 763.

Final passage, 856.
To House, 871.
Signed by President, 1001.
Returned to House, 1029.

House Bill No. 232

Referred to Committee on State Affairs.

House Bill No. 232. A Bill for an Act to Amend and Re-enact Sections 5, 6 and 8 of Chapter 110 of the Session Laws of 1937 Relating to the Classifying and Fixing of the License Fee of Public Contractors and the Award of Contracts to Licensed Contractors.

Received from House, 447.
First reading and reference, 454.
Reported back, 818.
Second reading, 856.
Other action, 863.
To House, 871.

House Bill No. 237

Referred to Committee on Game and Fish.

House Bill No. 237. A Bill for an Act Providing for Retention by County Auditors of a Part of the Resident and Non-resident Hunting License and Non-resident Fishing License Fees, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 482.
First reading and reference, 491.
Reported back, 638.
Second reading, 648.
Final passage, 760.
To House, 774.
Signed by President, 891.
Returned to House, 894.

House Bill No. 240

Referred to Committee on Game and Fish.

House Bill No. 240. A Bill for an Act to Repeal Chapter 120 of the 1933 Session Laws of the State of North Dakota as Amended by Chapter 145 of the 1935 Session Laws of the State of North Dakota, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water and the Construction of Dams.

Received from House, 558.
First reading and reference, 560.
Reported back, 240.
Second reading, 648.
Final passage, 782.
To House, 799.
Signed by President, 1006.
Returned to House, 1033.

House Bill No. 241

Referred to Committee on Ways and Means.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3163a1, Compiled Laws of North Dakota, as

Amended by Chapter 136 Session Laws of 1939, Defining a Public Dancing Place, Repeal.

Received from House, 513.
 First reading and reference, 601.
 Reported back, 653.
 Second reading, 661.
 Final passage, 762.
 Other action, 653.
 To House, 774.
 Signed by President, 891.
 Returned to House, 894.

House Bill No. 244

Referred to Committee on Elections.

House Bill No. 244. A Bill for an Act to Amend and Re-enact Section 1265 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 226 of the 1937 Session Laws, Relating to Candidates and the Official Ballot at Elections in Special School Districts.

Received from House, 448.
 First reading and reference, 454.
 Reported back, 656.
 To House, 701.

House Bill No. 245

Referred to Committee on Game and Fish.

House Bill No. 245. A Bill for an Act to Amend and Re-enact Section 26 and Sub-division (2) of Section 20 of Chapter 148, Laws 1931, Providing for Permit Fee and Providing Penalties for the Illegal Hunting of Big Game.

Received from House, 558.
 First reading and reference, 561.
 Reported back, 608.
 Second reading, 648.
 Final passage, 706.
 To House, 712.
 Signed by President, 795.
 Returned to House, 813.

House Bill No. 246

Referred to Committee on Education.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 29 of the Session Laws of 1939, as Amended by the Initiated Act of June 25, 1940, the Same Being an Act Making an Appropriation to Pay for a Portion of the Current Operating Expense of Our Public School System as Provided for in the State Equalization Fund Law, as Provided for by Senate Bill 237 as Passed by the 1939 Session of the Legislature, by Decreasing Item "(5) Teacher Unit Payment" from \$1,770,000.00 as Therein Provided to \$1,670,000.00 and by Increasing Item "(4) Non-resident High School Tuition" from \$1,100,000 as Therein Provided to \$1,200,000.00, and Declaring an Emergency.

Received from House, 400.
 First reading and reference, 410.
 Reported back, 729.
 Second reading, 763.

Final passage, 844.
Other action, 661, 944.
To House, 853.
Signed by President, 992.
Returned to House, 1046.

House Bill No. 248

Referred to Committee on Tax and Tax Laws.

House Bill No. 248. A Bill for an Act to Amend and Re-enact Section 2346a16 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 253 of the Session Laws of 1933; to Enact a Reciprocity Clause and Declaring an Emergency.

Received from House, 400.
First reading and reference, 410.
Reported back, 598.
Second reading, 616.
To House, 631.
Signed by President, 719.
Returned to House, 734.

House Bill No. 249

Referred to Committee on Game and Fish.

House Bill No. 249. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement of 1925 and Chapter 118, Laws 1933 Relative to Going Afield With Guns Before the Hunting Season and Illegal Possession of Game and Fish After the Hunting Season.

Received from House, 513.
First reading and reference, 601.
Reported back, 638.
Second reading, 648.
Final passage, 760.
To House, 774.
Signed by President, 890.
Returned to House, 894.

House Bill No. 250

Referred to Committee on Temperance.

House Bill No. 250. A Bill for an Act to Amend and Re-enact Section 1, Section 3 and Section 9 of Chapter 242 of the 1939 Session Laws of North Dakota, Relating to the Wholesale Liquor Transaction Tax, and Making a Savings Clause, Providing for Distribution of the Same, and Providing for Violations and Penalties Therefor, and Declaring an Emergency.

Received from House, 581.
First reading and reference, 586.
Reported back, 598, 824.
Second reading, 856.
Final passage, 910.
Amendments, 909, 910.
Other action, 592, 845, 864, 944.
To House, 919.
Signed by President, 991.
Returned to House, 1046.
Call of the Senate, 909.

House Bill No. 251

Referred to Committee on Agriculture and Livestock.

House Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 118, Laws 1929 Relative to the Posting of Butterfat Prices at Creamery and Cream Stations and Other Places of Business Purchasing Such Products From the Public.

Received from House, 581.

First reading and reference, 585.

Reported back, 680.

Second reading, 714.

Final passage, 779.

To House, 811.

Signed by President, 1009.

Returned to House, 1034.

House Bill No. 252

Referred to Committee on Agriculture and Livestock.

House Bill No. 252. A Bill for an Act Establishing Standards and Definitions of Milk and Milk Products and Butter; and Amending Section 2852 of the Compiled Laws of 1913 and Section 2855a1 of the 1925 Supplement of the Compiled Laws of 1913; and Repealing All Acts or Parts of Acts in Conflict Herewith, Providing for the Enforcement of the Provision of This Act and for Penalties for the Violation Thereof and Declaring an Emergency.

Received from House, 513.

First reading and reference, 602.

Reported back, 599.

Other action, 620.

Second reading, 620.

To House, 631.

House Bill No. 255

Referred to Committee on Education.

House Bill No. 255. A Bill for an Act to Amend and Re-enact Section 1456 of the Supplement of 1925 as Amended by Chapter 202, Laws 1929, Relative to Maintenance of County Agricultural and Training Schools and the Tuition to Be Charged by Them. Repeal.

Received from House, 400.

First reading and reference, 410.

Reported back, 609.

Second reading, 648.

Final passage, 707.

To House, 712.

Signed by President, 795.

Returned to House, 813.

House Bill No. 258

Referred to Committee on Military and Indian Affairs.

House Bill No. 258. A Bill for an Act Preserving the Rights to Benefits Under the North Dakota Unemployment Compensation Act to Persons Entering the Military or Naval Service of the United States During the Period of Such Service; Repeal; Declaring an Emergency.

Received from House, 513.

First reading and reference, 601.
Reported back, 636.
Second reading, 648.
Final passage, 753.
To House, 775.
Signed by President, 890.
Returned to House, 895.

House Bill No. 261

Referred to Committee on Ways and Means.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 523B3 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing for Chiropractic License Renewals; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Received from House, 481.
First reading and reference, 491.
Reported back, 607.
Second reading, 648.
Final passage, 677.
To House, 692.
Signed by President, 796.
Returned to House, 813.

House Bill No. 262

Referred to Committee on Insurance.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 4914, Compiled Laws of North Dakota for the Year 1913, Relating to the Limit of Risks to Which Insurance Companies Shall Be Exposed; Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 421.
First reading and reference, 432.
Reported back, 600.
Second reading, 625.
To House, 630.
Signed by President, 718.
Returned to House, 735.

House Bill No. 263

Referred to Committee on Ways and Means.

House Bill No. 263. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and by Chapter 283 of the Laws of 1935; Repealing All Acts; and Declaring an Emergency.

Received from House, 483.
First reading and reference, 494.
Reported back, 656.
Second reading, 661.
Final passage, 770.
To House, 800.
Signed by President, 1007.
Returned to House, 1033.

House Bill No. 265

Referred to Committee on Ways and Means.

House Bill No. 265. A Bill for an Act to License and

Regulate the Operation of Amusement Games; Levying a Tax Therefor, Appropriating Revenue Derived Therefrom, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Received from House, 484.
First reading and reference, 493.
Reported back, 656.
Second reading, 781.
Final passage, 972.
Amendments, 971.
To House, 799.
Message to House, 956, 979.
Message from House, 967, 980.
Conference Committee, 954.
Conference Committee report, 971.
Signed by President, 1027.
Returned to House, 1032.

House Bill No. 267

Referred to Committee on Agriculture and Livestock.

House Bill No. 267. A Bill for an Act Relating to Reciprocal Agreements Between the Director of the North Dakota Experiment Station and Officers of Other States Pertaining to Fees for Inspection Certificates or Permits in Connection with the Sale of Nursery stock.

Received from House, 400.
First reading and reference, 410.
Reported back, 419.
Second reading, 591.
To House, 597.
Signed by President, 628.
Returned to House, 629.

House Bill No. 270

Referred to Committee on State Affairs.

House Bill No. 270. A Bill for an Act Providing for an Optional Form of County Government to Be Known as the Short Form of County Managership, and Declaring an Emergency.

Received from House, 559.
First reading and reference, 560.
Reported back, 821.
Second reading, 856.
Final passage, 863.
Message from House, 955.
Other action, 600.
To House, 870.
Signed by President, 990.
Returned to House, 1045.

House Bill No. 272

Referred to Committee on Agriculture and Livestock.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 3 and 5 of Chapter 2 of the 1939 Session Laws; Relating to Beekeepers' Licenses and License Fees, and Repealing All Acts in Conflict Herewith and Declaring an Emergency.

Received from House, 421.

First reading and reference, 432.
Reported back, 636.
Second reading, 648.
Final passage, 753.
To House, 775.
Signed by President, 890.
Returned to House, 894.

House Bill No. 273

Referred to Committee on Public Health.

House Bill No. 273. A Bill for an Act for the Licensing, Regulating, Establishing and Inspecting of Rendering Plants or Establishments, and Providing Punishment for Violation Thereof; Exempting Certain Plants; Providing an Appropriation; Declaring an Emergency.

Received from House, 551.
First reading and reference, 563.
Reported back, 607.
Second reading, 648.
Final passage, 688.
To House, 693.
Signed by President, 796.
Returned to House, 813.

House Bill No. 274

Referred to Committee on State Affairs.

House Bill No. 274. A Bill for an Act Fixing the Maximum Annual Compensation Which May Be Paid to Persons Holding Administrative or Supervisory Positions Under the State Welfare Board or Any State Agency Which Is Its Successor.

Received from House, 484.
First reading and reference, 492.
Reported back, 636.
To House, 639.

House Bill No. 277

Referred to Committee on State Affairs.

House Bill No. 277. A Bill for an Act to Establish a Marketing Bureau Within the Department of Agriculture and Labor of the State of North Dakota and Defining Its Functions.

Received from House, 448.
First reading and reference, 454.
Reported back, 726.
Second reading, 763.
Final passage, 806.
To House, 812.
Signed by President, 1009.
Returned to House, 1035.

House Bill No. 278

Referred to Committee on State Affairs.

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 635 of the 1913 Compiled Laws of the State of North Dakota as Amended by Chapter 12 of the 1937 Session Laws, and Amending Section 2 of Chapter 12 of the

1937 Session Laws, with Reference to Availability of Appropriations; and Declaring an Emergency.

Received from House, 448.
 First reading and reference, 454.
 Reported back, 637.
 Second reading, 648.
 Amendments, 758.
 Final passage, 758.
 Message from House, 955.
 To House, 773.
 Signed by President, 993.
 Returned to House, 1047.

House Bill No. 279

Referred to Committee on Temperance.

House Bill No. 279. A Bill for an Act Prohibiting the Use of Intoxicating Liquors in Any Form by the State Highway Patrol Superintendent, His Assistants and All Members of the Division of State Highway Safety and Patrol.

Received from House, 558.
 First reading and reference, 561.
 Reported back, 730.
 Second reading, 763.
 Final passage, 846.
 Other action, 846.
 To House, 853.

House Bill No. 282

Referred to Committee on Tax and Tax Laws.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 2173, Compiled Laws of 1913, Relative to Contracts for Tax Collection.

Received from House, 421.
 First reading and reference, 432.
 Reported back, 598.
 Second reading, 616.
 To House, 631.
 Signed by President, 719.
 Returned to House, 736.

House Bill No. 284

Referred to Committee on Temperance.

House Bill No. 284. A Bill for an Act to Provide for the Abatement of Places Where Intoxicating Liquors Are Sold and Where Persons Engaged in Such Retail Sale of Intoxicating Liquors Have Been Convicted as a Second Offense of Committing or Knowingly Permitting in Said Place of Business or in Connection Therewith Any Violation of Any State Law; and Providing Procedure and Penalties.

Received from House, 484.
 First reading and reference, 494.
 Reported back, 730.
 Second reading, 763.
 Final passage, 847.
 To House, 854.

House Bill No. 285

Referred to Committee on Elections.

House Bill No. 285. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 135 of the Session Laws of 1935, Relating to the Election of Precinct Committeemen, and to Repeal Section 3 of Chapter 135 of the Session Laws of 1935.

Received from House, 448.

First reading and reference, 454.

Reported back, 658.

To House, 701.

House Bill No. 286

Referred to Committee on Education.

House Bill No. 286. A Bill for an Act Authorizing the Board of University and School Lands to Sell Lands Belonging to the Permanent School or Institutional Funds But Not a Part of the Federal Grant Lands to Bona Fide Farmers, Fixing the Manner and Terms of Sale, Interest Rate on Deferred and Delinquent Payments, Publication of Notice of Sale, Method of Cancellation of Contracts, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Providing for Rules and Regulations of the Board of University and School Lands, and Declaring Rules of Construction.

Received from House, 559.

First reading and reference, 561.

Reported back, 680.

Second reading, 780.

To House, 800.

Signed by President, 1007.

Returned to House, 1033.

House Bill No. 288

Referred to Committee on Banks and Banking.

House Bill No. 288. A Bill for an Act to Amend and Re-enact Subdivision "c" of Division 15 of Section 7 of Chapter 94, Session Laws of 1931; Section 14 of Chapter 94, Session Laws of 1931, as Amended by Chapter 101, Session Laws of 1939; and Section 23 of Chapter 94, Session Laws of 1931, Providing for Investments by Building and Loan Associations; Investment in Shares of Building and Loan Associations by Fiduciaries, Trusts, Insurance Companies, Banks, Eleemosynary, Educational, Public and Municipal Corporations and Public Officials; and Pertaining to Bonds of Directors, Officers, Agents and Employees.

Received from House, 514.

First reading and reference, 602.

Reported back, 730.

Second reading, 763.

Final passage, 845, 896.

Amendments, 896.

Other action, 896.

To House, 907.

Message from House, 955.

Signed by President, 990.

Returned to House, 1046.

House Bill No. 289

Referred to Committee on Military and Indian Affairs.

House Bill No. 289. A Bill for an Act to Enact a New Military Code for the State of North Dakota to Conform to the National Defense Act of June 3, 1916, as Amended by Later Acts of Congress, and Repealing Chapter 35 of the Political Code, Compiled Laws, State of North Dakota, Being Sections 2347 to 2442, Both Inclusive, and Repealing Chapter 187, Session Laws of 1915; Chapters 3 and 159, Special Session Laws of 1919; Chapter 241, Session Laws of 1923; Chapter 42, Session Laws of 1925; and Chapter 213, Session Laws of 1935, Chapter 182, Session Laws of 1939; Emergency.

Received from House, 421.

First reading and reference, 432.

Reported back, 636.

Second reading, 648.

Final passage, 754.

Amendments, 754.

To House, 773.

Signed by President, 993.

Returned to House, 1047.

House Bill No. 291

Referred to Committee on Insurance.

House Bill No. 291. A Bill for an Act Permitting Employers Subject to the Provisions of Chapter 162 of the 1919 Session Laws of the State of North Dakota, (North Dakota Workmen's Compensation Act) as the Same is Now Amended, at Their Option to Carry Private Insurance; Specifying the Terms and Conditions Under Which the Same May Be Done; Providing for Action of the Workmen's Compensation Bureau Upon All Claims; Permitting Appeals from Certain Decisions of the Workmen's Compensation Bureau; Providing for Payment of Awards and Judgments Against Employers; Requiring Certain Reports by Insuring Companies; Providing Additional Methods of Securing Payment of Obligations Arising in Favor of Insured Employees and Their Dependents; Providing for Partial Support of the North Dakota Workmen's Compensation Bureau by Insuring Companies; Requiring Certain Bonds and Reports to Be Filed by Insuring Companies, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 580.

First reading and reference, 586.

Reported back, 658.

To House, 695.

House Bill No. 292

Referred to Committee on Tax and Tax Laws.

House Bill No. 292. A Bill for an Act to Amend and Re-enact Section 2186 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 241, Session Laws of 1929, and Chapter 279, Session Laws of 1931, Relating to Taxation. Repeal.

Received from House, 484.

First reading and reference, 493.

Reported back, 726.

Other action, 726.
To House, 739.

House Bill No. 294

Referred to Committee on Agriculture and Livestock.

House Bill No. 294. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 11, Session Laws of 1939, Relating to the Application of the Bang's Test in Townships in Counties in North Dakota Under the Direction of the North Dakota Livestock Sanitary Board by Petition of Seventy-five Per Cent of the Freeholders or Livestock Owners in Such Townships, and Providing for the Compulsory Bang's Testing of Townships in Counties in Which Seventy-five Per Cent of the Townships Are Completely Bang's Tested.

Received from House, 482.
First reading and reference, 495.
Reported back, 599.
Second reading, 622.
Amendments, 621.
To House, 630.
Signed by President, 719.
Returned to House, 735.

House Bill No. 297

Referred to Committee on State Affairs.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Section 5631 of the 1913 Compiled Laws of North Dakota, Relating to Descent of Homestead Estate and Exemption; Repealing Section 5632 of the 1913 Compiled Laws of North Dakota.

Received from House, 483.
First reading and reference, 495.
Reported back, 726.
Second reading, 763.
Final passage, 807.
To House, 812.
Signed by President, 1007.
Returned to House, 1034.

House Bill No. 299

Referred to Committee on State Affairs.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Sections 2997a26, 2997a32, and 2997a33 of the 1925 Supplement to the Compiled Laws of North Dakota of 1913, Relating to the State Board of Architecture.

Received from House, 448.
First reading and reference, 454.
Reported back, 655.
Second reading, 661.
Final passage, 768.
To House, 800.
Signed by President, 1009.
Returned to House, 1035.

House Bill No. 300

Referred to Committee on Agriculture and Livestock.

House Bill No. 300. A Bill for an Act to Amend and Re-

enact Sections 7, 8, 9 and 17 of Chapter 258 of the Session Laws of 1931 Relating to the State Seed Department, and Declaring an Emergency.

Received from House, 552.
First reading and reference, 563.
Reported back, 599.
Second reading, 621.
Other action, 672.
To House, 630.
Signed by President, 719.
Returned to House, 735.

House Bill No. 301

Referred to Committee on Public Health.

House Bill No. 301. A Bill for an Act Relating to the State Board of Osteopathic Examination and Registration, and Providing for the Annual Registration and Renewal of Certificates of All Persons Licensed to Practice Osteopathy; Providing for an Annual License Fee of Three Dollars; Providing for Conditions Upon Which Renewal of Licenses Shall Be Issued and Requirements Prerequisite to the Granting of Such Renewal Licenses; Providing for Penalties and Suspension of License for Failure to Reregister; Providing for Reinstatement After Suspension.

Received from House, 482.
First reading and reference, 492.
Reported back, 607.
Second reading, 648.
Final passage, 689.
To House, 693.
Signed by President, 796.
Returned to House, 812.

House Bill No. 302

Referred to Committee on State Affairs.

House Bill No. 302. A Bill for an Act Requiring That All Public Funds of the State Be Paid Into the General Fund of the State and Be Disbursed Only Upon Legislative Appropriation, Excepting Funds of the Bank of North Dakota, Monies Payable to the State Hail Insurance Fund, State Bonding Fund, State Fire and Tornado Fund, Workmen's Compensation Fund, Funds Under the Jurisdiction of the Board of University and School Lands, Funds of the State Mill and Elevator Association, Funds Required for the Payment of Interest and Principal of Bonds and Other Fixed Obligations of the State, Funds Paid to the Teachers Insurance and Retirement Fund, Monies Received Under the Retail Sales Tax Act, State Gasoline Tax Law, Monies Received from the Motor Vehicle License Fees, and Funds Allocated to the State by the Federal Government; Repealing All Laws Providing for Special Funds with the Exceptions Above Noted and Repealing All Laws or Parts of Laws in Conflict Herewith.

Received from House, 558.
First reading and reference, 560.
Reported back, 637.
To House, 639.

House Bill No. 303

Referred to Committee on State Affairs.

House Bill No. 303. A Bill for an Act Requiring Departmental Budgets and Biennial Reports by the State Highway Commissioner and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 482.

First reading and reference, 495.

Reported back, 726.

Second reading, 763.

Final passage, 807.

To House, 812.

Signed by President, 1007.

Returned to House, 1035.

House Bill No. 304

Referred to Committee on Agriculture and Livestock.

House Bill No. 304. A Bill for an Act Relating to the Eradication of the Weed Indian Hemp, and Providing for the Growth Thereof for Commercial Purposes Under License Issued by the Commissioner of Agriculture, with Penalties Provided.

Received from House, 513.

First reading and reference, 601.

Reported back, 681.

To House, 739.

House Bill No. 306

Referred to Committee on Corporations.

House Bill No. 306. A Bill for an Act to Amend and Re-enact sub-section (1) of Section 2, sub-section (4) of Section 4, Section 5, Sub-section (1) of Section 6, and Sections 7, 11, 17, 19, 26, 31 and 33 of Chapter 115 of the Session Laws of 1937, Relating to Electric Cooperative Corporations, Their Powers, Incorporation, Corporate Names, Amendment of By-laws and Articles of Incorporation, Quorum and Voting Requirements, Qualifications of Directors, Exemptions from Certain Statutory Requirements; and Providing for the Extension of Chapter 115 of the Session Laws of 1937 to Certain Foreign Corporations, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Received from House, 483.

First reading and reference, 494.

Reported back, 731.

Second reading, 763.

Final passage, 848.

To House, 854.

Signed by President, 1027.

Returned to House, 1029.

House Bill No. 307

Referred to Committee on State Affairs.

House Bill No. 307. A Bill for an Act to Amend and Re-enact Section 3176 of the Compiled Laws of North Dakota for 1913, Relating to State Public Printing, Voucher for Printing and What to Contain.

Received from House, 483.

First reading and reference, 494.
Reported back, 655.
Final passage, 768.
Second reading, 661.
Other action, 768, 911.
To House, 798.
Signed by President, 994.
Returned to House, 1047.

House Bill No. 309

Referred to Committee on Tax and Tax Laws.

House Bill No. 309. A Bill for an Act to Amend and Re-enact Subdivisions 4 and 12 of Section 3511 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to and Clarifying the Fee for Chattel Mortgage Abstract; Repeal.

Received from House, 421.
First reading and reference, 433.
Reported back, 597.
To House, 609.

House Bill No. 312

Referred to Committee on Temperance.

House Bill No. 312. A Bill for an Act Prohibiting the Sale or Giving Away of Intoxicating Liquors of an Alcoholic Content Greater Than Four Per Cent by Volume as a Beverage in any Place or on any Premise within the State of North Dakota where Gasoline and Oil are Sold at Retail, and Providing Penalty for Violation.

Received from House, 584.
First reading and reference, 588.
Reported back, 730.
Second reading, 763.
Other action, 857.
To House, 871.

House Bill No. 315

Referred to Committee on Ways and Means.

House Bill No. 315. A Bill for an Act to Amend and Re-enact Chapter 220 of the Session Laws of 1935, Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or Any of Its Subdivisions, While Upon Public Expense Account; Providing for a Penalty for Violation Thereof, and Declaring an Emergency. Repeal.

Received from House, 484.
First reading and reference, 493.
Reported back, 658.
To House, 701.

House Bill No. 319

Referred to Committee on Tax and Tax Laws.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Chapter 247 of the Session Laws of 1931, Providing for the Payment of Per Capita School Tax; Repealing Acts in Conflict and Declaring an Emergency.

Received from House, 551.
 First reading and reference, 563.
 Reported back, 598.
 Second reading, 615.
 To House, 632.
 Signed by President, 719.
 Returned to House, 735.

House Bill No. 321

Referred to Committee on Public Welfare.

House Bill No. 321. A Bill for an Act to Amend and Re-enact Section 25 of Chapter 97 of the Session Laws of North Dakota for 1933, as amended by Chapter 123 of the Session Laws of North Dakota for 1935, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners; Repeal; Emergency.

Received from House, 484.
 First reading and reference, 492.
 Reported back, 730.
 Second reading, 763.
 Other action, 845.
 To House, 853.

House Bill No. 323

Referred to Committee on State Affairs.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 159, Session Laws of 1927, Relating to the Department of State Highways.

Received from House, 552.
 First reading and reference, 563.
 Reported back, 727.
 Second reading, 763.
 Final passage, 808.
 To House, 812.
 Signed by President, 1007.
 Returned to House, 1034.

House Bill No. 326

Referred to Committee on Judiciary.

House Bill No. 326. A Bill for an Act to Amend and Re-enact Sections 10770 and 10396 of the Compiled Laws of North Dakota for 1913 Relating to Trial by Jury and Waiver of Trial by Jury in Criminal Cases.

Received from House, 552.
 First reading and reference, 564.
 Reported back, 608.
 Second reading, 648, 702.
 To House, 705.

House Bill No. 328

Referred to Committee on State Affairs.

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 200b12 and Section 200b14 of the 1925 Supplement to the Compiled Laws of North Dakota; Providing for the Cancellation of Liability of the State Bonding Fund for Acts of Employees and Furnishing of Other Bonds; Re-

pealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Received from House, 513.
 First reading and reference, 601.
 Reported back, 637.
 Second reading, 783.
 To House, 811.
 Signed by President, 1010.
 Returned to House, 1035.

House Bill No. 329

Referred to Committee on State Affairs.

House Bill No. 329. A Bill for an Act Providing for the Cancellation of Penalty and Interest on 1937 and Prior Hail Indemnity Taxes; Reduction from Surplus Fund of the State Insurance Department of the Amounts Cancelled; Declaring an Emergency.

Received from House, 513.
 First reading and reference, 601.
 Reported back, 598.
 Second reading, 619.
 To House, 631.
 Signed by President, 719.
 Returned to House, 735.

House Bill No. 330

Referred to Committee on Tax and Tax Laws.

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 189b29 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 as Amended by Section 18 of Chapter 137 Session Laws of North Dakota for 1933, Providing for the Abatement of Hail Indemnity Tax, Correction of Records and Reduction from Surplus and Declaring an Emergency.

Received from House, 483.
 First reading and reference, 495.
 Reported back, 598.
 Second reading, 612.
 To House, 632.
 Signed by President, 718.
 Returned by House, 735.

House Bill No. 331

Referred to Committee on Appropriations.

House Bill No. 331. A Bill for an Act Making an Appropriation of \$312.95 for the Purpose of Paying the Funeral Expenses of Representative Edward Rieker of Kidder County; and Declaring an Emergency.

Received from House, 551.
 First reading and reference, 564.
 Reported back, 599.
 Second reading, 622.
 To House, 631.
 Signed by President, 718.
 Returned to House, 735.

House Bill No. 332

Referred to Committee on Counties.

House Bill No. 332. A Bill for an Act Declaring a Land Use Policy Relative to Agricultural Lands Obtained by the County on Tax Deed Proceedings, and Empowering the Board of County Commissioners to Conform to Such Policy in the Sale and Lease of Such Lands. Declaring an Emergency.

Received from House, 552.

First reading and reference, 564.

Reported back, 681.

Second reading, 781.

To House, 800.

Signed by President, 1007.

Returned to House, 1034.

House Bill No. 333

Referred to Committee on State Affairs.

House Bill No. 333. A Bill for an Act Providing for the Operation of Motor Vehicles Within This State by Non-Resident Owners, Authorizing the Motor Vehicle Registrar to Enter Into Reciprocal Agreements With Authorized Officials of Other States; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Received from House, 553.

First reading and reference, 564.

Reported back, 727.

Other action, 727.

To House, 739.

House Bill No. 334

Referred to Committee on Printing.

House Bill No. 334. A Bill for an Act to Amend and Re-enact Chapter 186 of the Session Laws of North Dakota for 1937, Relating to the Introduction and Printing of Bills and Providing for an Official Seal for Each Branch of the Legislative Assembly.

Received from House, 581.

First reading and reference, 585.

Reported back, 727.

Second reading, 763.

Final passage, 808.

Message from House, 955.

To House, 857.

Signed by President, 992.

Returned to House, 1047.

House Bill No. 335

Referred to Committee on Appropriations.

House Bill No. 335. A Bill for an Act to Transfer to the General Fund \$20,000 from the Balance on Hand on July 1, 1941, into the "Auto Transportation Fund".

Received from House, 553.

First reading and reference, 565.

Reported back, 607.

Second reading, 648.

Final passage, 689.

To House, 692.
Signed by President, 796.
Returned to House, 812.

House Bill No. 336

Referred to Committee on State Affairs.

House Bill No. 336. A Bill for an Act Making an Appropriation Out of the Board of Administration Emergency Fund for Institutions for the Purchase and Installation of New Water Evaporating Equipment at the Grafton State School; and Waiving the Necessity of Advertising for Bids; and Declaring an Emergency.

Received from House, 553.
First reading and reference, 564.
Reported back, 599.
Second reading, 623.
To House, 631.
Signed by President, 718.
Returned to House, 735.

House Bill No. 337

Referred to Committee on Printing.

House Bill No. 337. A Bill for an Act to Amend and Re-enact Section 53, Chapter 3, Article 4, Political Code, Compiled Laws of 1913, Relating to the Printing of Journals of Each Branch of the Legislative Assembly.

Received from House, 553.
First reading and reference, 564.
Reported back, 728.
Second reading, 763.
Final passage, 809.
To House, 811.
Signed by President, 1008.
Returned to House, 1035.

House Bill No. 338

Referred to Committee on Tax and Tax Laws.

House Bill No. 338. A Bill for an Act to Amend Sub-section (3) of Section 5 of Chapter 91 of the 1935 Session Laws as Amended by Chapter 98 of the 1939 Session Laws.

Received from House, 866.
First reading and reference, 870.
Reported back, 872.
Second reading, 926.
To House, 925.

House Bill No. 339

Referred to Committee on Highways.

House Bill No. 339. A Bill for an Act to Amend and Re-enact Section 3, Chapter 152, Session Laws of 1939, State of North Dakota, Providing for the Designation of a State Feeder Highway System, and for the Division of the Cost of Improving Same, and for Maintenance, and Declaring an Emergency.

Received from House, 836.
First reading and reference, 839.

Reported back, 872.
Other action, 874.
To House, 881.

House Bill No. 340

Referred to Committee on Appropriations.

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 247 of the Session Laws for the Year 1939 Relating to the Commitment of Veterans; Appointing the Veteran's Service Commissioner as Special Guardian; Authorizing the Transfer of Veterans to Federal Veteran's Administration Hospitals; Requiring the County Judge to Give Written Notices of the Commitment of Veterans and Declaring an Emergency.

Received from House, 836.
First reading and reference, 839.
Re-referred, 841.
Reported back, 872.
Second reading, 924.
To House, 983.
Signed by President, 994.
Returned to House, 1047.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "B"

Referred to Committee on State Affairs.

House Concurrent Resolution "B". A Concurrent Resolution to Memorialize Congress to Abide by the President's Pledge Not to Involve the United States in Foreign Wars.

Received from House, 103.

First reading and reference, 103.

Second reading and adoption, 323.

Returned to House, 333.

Signed by President, 377.

Returned to House, 380.

House Concurrent Resolution "D"

Received from House, 107.

First reading and adoption, 114.

Returned to House, 130.

House Concurrent Resolution "E"

Referred to Committee on State Affairs.

House Concurrent Resolution "E". A Concurrent Resolution Urging the Enactment of the Wheat Income Certificate Bill and the Debt Adjustment Bill By Congress.

Received from House, 118.

First reading and reference, 127.

Reported back, 199.

Second reading, 246.

Returned to House, 299.

Signed by President, 377.

Returned to House, 380.

House Concurrent Resolution "G"

House Concurrent Resolution "G." A Resolution Appropriating Fifty Dollars (\$50.00) for Expense of Committee Investigating Conditions on Standing Rock Reservation.

Received from House, 144.

First reading and adoption, 153.

Other action, 153.

Returned to House, 154.

Report of Committee, 220.

House Concurrent Resolution "K"

Referred to Committee on Agriculture and Livestock.

House Concurrent Resolution "K". Petitioning the Congress of the United States to Amend the Agricultural Adjustment Act.

Received from House, 207.

First reading and reference, 207.

Reported back, 286.

Second reading and adoption, 310.

Returned to House, 325.
Other action, 378.
Signed by President, 413.
Returned to House, 416.

House Concurrent Resolution "L"

Referred to Committee on Agriculture and Livestock.

House Concurrent Resolution "L". A Concurrent Resolution Urging the Continuance of the Existing Embargo Applying to All Countries Where Foot-and-Mouth Disease Exists.

Received from House, 216.
First reading and reference, 245.
Reported back, 286.
Second reading and adoption, 310.
Returned to House, 325.
Signed by President, 377.
Returned to House, 380.

House Concurrent Resolution "N"

Referred to Committee on Military and Indian Affairs.

House Concurrent Resolution "N." A Resolution Requesting Congress to Investigate Conditions on the Standing Rock Indian Reservation, and Relieve Needs Existing There.

Received from House, 306.
First reading and reference, 309.
Reported back, 360.
Adoption, 409.
Returned to House, 437.

House Concurrent Resolution "O"

Referred to Committee on Military and Indian Affairs.

House Concurrent Resolution "O." A Concurrent Resolution Memorializing Congress to Enact Legislation Giving to the United States District Court of the State of North Dakota Criminal Jurisdiction Within the Limits of the Indian Reservations in the State of North Dakota for the Enforcement of the Criminal Laws and the Punishment of Crimes Committed Therein by Indians Upon Persons of Indian Blood.

Received from House, 306.
First reading, 309.
Reported back, 634.
Second reading, 661.
Adopted, 771.
Signed by President, 1027.
Returned to House, 1031.

House Concurrent Resolution "P"

House Concurrent Resolution "P". A Concurrent Resolution Providing and Designating Additional House Employees and Naming and Fixing Their Salaries.

Received from House, 315.
First reading and adoption, 319.
Returned to House, 320.

House Concurrent Resolution "Q"

House Concurrent Resolution "Q". A Concurrent Resolution Petitioning Congress to Enact the Capper Bill Establishing a Division of Cooperatives in the United States Department of Agriculture.

- Received from House, 321.
- First reading and reference, 309.
- Adoption, 595.
- To House, 609.
- Signed by President, 736.

House Concurrent Resolution "S"

Referred to Committee on Military and Indian Affairs.

House Concurrent Resolution "S". A Concurrent Resolution Providing that House Bill No. 289, Being a Complete Revision of the Military Code of the State of North Dakota, Be Not Printed in the Session Laws.

- Received from House, 483.
- First reading and reference, 495.
- Reported back, 634.
- Adopted, 876.
- Second reading, 661.
- Other action, 771.
- Indefinitely postponed, 906.
- To House, 907.

House Concurrent Resolution "U"

House Concurrent Resolution "U". A Concurrent Resolution Memorializing the Congress of the United States to maintain a military post at Fort Lincoln.

- Received from House, 746.
- First reading and adoption, 747.
- Returned to House, 884.
- Signed by President, 989.
- To House, 1031.

House Concurrent Resolution "V"

House Concurrent Resolution "V." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

- Received from House, 836.
- First reading, 895.
- Indefinitely postponed, 896.
- Returned to House, 893.

House Concurrent Resolution "W"

House Concurrent Resolution "W." A Concurrent Resolution providing for Employment of After-session help and Compensation therefor.

- Received from House, 836.
- First reading, 895.
- Indefinitely postponed, 896.
- Returned to House, 893.

House Concurrent Resolution "X"

House Concurrent Resolution "X." A Concurrent Reso-

lution providing for Employment of After-session help and Compensation therefor.

Received from House, 836.

First reading, 895.

Indefinitely postponed, 896.

Returned to House, 893.

House Concurrent Resolution "Y"

Referred to Committee on Appropriations.

House Concurrent Resolution "Y". A Concurrent Resolution to Transfer Monies from the Mileage and Per Diem of Members Fund, the Printing Fund and the Miscellaneous Fund to the Mileage and Per Diem Fund of the Officers and Employees.

Received from House, 836.

First reading, 841.

Reported back, 892, 872, 876.

Second reading and adopted, 897.

To House, 881.

Signed by President, 999.

Returned to House, 1032.

House Concurrent Resolution "Z"

House Concurrent Resolution "Z". A Concurrent Resolution Declaring the Legislative Policy of the State of North Dakota With Reference to the Payment of the Principal and Interest of the State's Bonded Indebtedness.

Received from House, 843.

First reading and adopted, 896.

Amendments, 896.

Other action, 896.

To House, 895.

Messages from the House, 955, 961.

Signed by President, 990.

Returned to House, 1036.

House Concurrent Resolution "Z-1"

House Concurrent Resolution "Z-1." A Concurrent Resolution Providing for Assistance of the Judicial Council in Operation of the State Work Farm.

Received from House, 912.

First reading and adopted, 926.

To House, 926.

Signed by President, 990, 1013.

Returned to House, 1046.

House Concurrent Resolution "Z-3"

House Concurrent Resolution "Z-3". Providing for Employment of Necessary Help Following Adjournment of the Legislative Session.

Received from House, 969.

First reading and adoption, 973.

Back to House, 975.

House Concurrent Resolution "Z-4"

House Concurrent Resolution "Z-4". A Resolution Pro-

viding for a Compilation Showing Action Taken on All House Bills.

Received from House, 970.
First reading and adoption, 973.
Back to House, 975.

House Concurrent Resolution "Z-5"

House Concurrent Resolution "Z-5". Providing for the Indexing of the Senate and House Journals.

Received from House, 970.
First reading, 973.
Indefinitely postponed, 973.
To House, 974.
Request return from House, 985.
Reconsidered, 985.
Second reading and adoption, 985.
Returned to House, 1029.
Message from House, 1036.