

**STATE OF NORTH DAKOTA**

---

**Journal of the Senate**  
of the  
**Thirty-second Session**  
of the  
**Legislative Assembly**

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**January 2 to March 2, 1951**

**STATE CAPITOL  
BISMARCK, NORTH DAKOTA**

**RAY SCHNELL**  
Lieutenant Governor

**MILTON RUE**  
President Pro Tempore

**W. J. TROUT**  
Secretary



BISMARCK TRIBUNE

72125

## 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	Carroll E. Day	Grand Forks
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
8.	Traill	Harvey B. Knudson	Mayville
9.	Pt. Cass	W. H. Shure	Fargo
10.	Pt. Cass	Kenneth K. Pyle	West Fargo
11.	Pt. Cass	Joseph Spiekermeier	Sheldon
12.	Pt. Richland	A. W. Luick	Fairmount
13.	Sargent	Oscar Wahlund	Cogswell
14.	Ransom	Agnes Kjorlie Geelan	Enderlin
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	C. P. Dahl	Cooperstown
17.	Nelson	Arnold Bjorlie	Pekin
18.	Cavalier	Hugh J. Work	Langdon
19.	Rolette	John Coghlan	Rolla
20.	Benson	Orris G. Nordhougen	Leeds
21.	Ramsey	Clyde Duffy	Devils Lake
22.	Towner	H. B. Baeverstad	Cando
23.	Stutsman	G. I. Feton	Jamestown
24.	LaMoure	Albert J. Sandness	LaMoure
25.	Dickey	Alfred Welander	Fullerton
26.	Emmons	S. C. Thomas	Linton
27.	Burleigh	Milton Rue	Bismarck
28.	Bottineau	Duncan Fraser	Omemees
29.	Pt. Ward	Walter R. Blume	Glenburn
30.	Morton	Wilbur H. Klusmann	New Salem
31.	Stark	Amos Freed	Dickinson
32.	Eddy-Foster	C. W. Schrock	New Rockford
33.	Wells	R. M. Streibel	Fessenden
34.	McHenry	Emil Torno	Towner
35.	Kidder-Sheridan	Edward Leno	Tuttle
36.	McIntosh-Logan	Ed. Haag	Fredonia
37.	Pt. Richland	Joseph A. Reinke	Hankinson
38.	Pt. Barnes	Philip J. Sauer	Sanborn
39.	Billings-Bowman-		
	Golden Valley-		
	Slope	Emil Strand	Fryburg
40.	Burke-Divide	Ralph Dewing	Columbus
41.	McKenzie	Hjalmer Nelson	Watford City
42.	Pierce	Willard Anderson	Rugby
43.	Renville	Reinhart Krenz	Sherwood
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-		
	Dunn	John Kusler	Beulah
49.	Adams-Hettinger	Laverne Schoeder	DeSart

# HOUSE MEMBERS

Dist.	County	Names	Addresses
1.	Pembina	John Halcrow	Bowesmont
		John Sommer	Cavalier
		F. M. Einarson	Mountain
2.	Pt. Ward	Bernard Larsen	Kenmare
3.	Pt. Walsh	Palmer Levin	Park River
		M. T. Lillehaugen	Brocket
4.	Pt. Walsh	Wilfred Collette	Grafton
5.	Pt. Grand Forks	C. E. Walster	Larimore
6.	Pt. Grand Forks	George Saumur	Grand Forks
7.	Pt. Grand Forks	Targie Trydahl	Thompson
8.	Traill	H. W. McInnes	Kelso
		Oscar J. Sorlie	Buxton
		Harvey G. Wambheim	Hatton
9.	Pt. Cass	K. A. Fitch	Fargo
		A. C. Johnson	Fargo
		Adrian O. McLellan	Fargo
		Mortimer A. Wilk	Fargo
		C. T. Yirchott	Fargo
10.	Pt. Cass	A. J. Anderson	Rte. 2, Fargo
		Carl G. Simenson	Kindred
11.	Pt. Cass	Arthur E. Laske	Leonard
		Harry Wadeson	Alice
12.	Pt. Richland	Vernon Anderson	Dwight
		Walter Fleenor	Wahpeton
13.	Sargent	Gilman A. Klefstad	Forman
		Laurence Petterson	Gwinner
14.	Ransom	Anson J. Anderson	Lisbon
		H. C. Nygaard	Enderiin
15.	Pt. Barnes	John T. Heimes	Valley City
16.	Griggs-Steele	Bjorn Fuglestad	Cooperstown
		Art Nelson	Finley
		Thomas L. Snortland	Sharon
17.	Nelson	Guy A. Engen	McVilleville
		Gustav Locken	Kloten
18.	Cavalier	L. E. Callahan	Munich
		F. O. Ottem	Osnabrock
		Dan Power	Langdon
19.	Rolette	Oscar Solberg	Mylo
		John A. Stormon	Rolla
20.	Benson	C. H. Hofstrand	Leeds
		John Leier	Esmond
21.	Ramsey	Louis Leet	Webster
		Frithjof Skaar	Hampden
		Harry Stormon	Devils Lake
22.	Towner	Jack M. Currie	Cando
		E. J. Langley	Rock Lake
23.	Stutsman	C. F. Arndt	Streeter
		H. M. Ekren	Kensal
		Clifford Lindberg	Jamestown
		J. A. Sederholm	Jamestown
24.	LaMoure	Roy A. Holand	LaMoure
		Henry T. Olson	Edgeley
25.	Dickey	Albert Larson	Oakes
		Perry A. Pederson	Guelph

Dist.	County	Names	Addresses
26.	Emmons	Karl Kleppe	K ntyre
		Joseph Welk	Hague
27.	Burleigh	John R. Fleck	Bismarck
		Clifford Jansonius	Bismarck
		Ervin Bourgois	Bismarck
28.	Bottineau	S. J. Acheson	Westhope
		Emery Cote	Willow City
		Arlan Stair	Newburg
29.	Pt. Ward	C. W. Baker	Minot
		Brynchild Haugland	Minot
		Ernest C. Livingston	Minot
		W. M. Smart	Minot
30.	Morton	Matt M. Schmidt	Flasher
		C. G. (Gus) Fristad	Mandan
		C. M. Helferich	Hebron
31.	Stark	Leo Sticka	New England
		Theo. Monke	Dickinson
		Henry Weber	Dickinson
32.	Eddy-Foster	C. A. (Ed) Anderson	Carrington
		A. C. Langseth	Carrington
33.	Wells	August Wahl	Fessenden
		Gordon Paulson	Harvey
34.	McHenry	Floyd Ettestad	Balfour
		Walter Hageman	Deering
		John Zurcher	Towner
35.	Kidder-Sheridan	Fred G. Helm	Denhoff
		Gottlieb Frank	Kief
36.	McIntosh-Logan	T. E. Schuler	Streeter
		Samuel Rudolf	Wishek
		Ben J. Wolf	Zeeland
37.	Pt. Richland	Harold Langseth	Barney
		Chas. Wollitz	Lidgerwood
38.	Pt. Barnes	Arthur C. Sortland	Litchville
39.	Billings-Bowman	Albert Homelvig	Amidon
		Leland Roen	Bowman
		Roy M. Snow	Beach
40.	Burke-Divide	R. H. Lynch	Fortuna
		Ivan Erickson	Crosby
		Frank Lindberg	Lostwood
41.	McKenzie	Arthur A. Link	Alexander
		Halvor Rolfsrud	Watford City
42.	Pierce	Andrew Benson	Barton
		Thor Gronvold	Barton
43.	Renville	John R. Bohm	Loraine
44.	Mountrail	J. N. Mollet	Powers Lake
		Theodore Rohde	Van Hook
45.	Williams	Lloyd Esterby	Appam
		Oscar H. Lee	Williston
		Clarence Poling	Grenora
46.	McLean	A. A. Bentz	Turtle Lake
		Richard Thompson	Underwood
		Dave Robinson	Coleharbor
47.	Grant-Sioux	R. G. Beede	Elgin
		James J. Maher	Morristown, S. D.
48.	Mercer-Oliver-Dunn	Edwin G. Sailer	Hazen
		Ernest R. Hafner	Beulah
		Walter Bubel	Center
49.	Adams-Hettinger	I. E. Bratcher	Mott
		Elmer Hegge	New England

## SENATE OFFICERS AND EMPLOYEES

Name	Position	Home Address
W. J. Trout	Secretary	Sherwood
Arthur A. Herk	Asst. Sec'y.	Fingal
Dagny Olson	Desk Reporter	Devils Lake
Earl Murray	Bill Clerk	Langdon
Merrel Dahle	Sgt.-at-Arms	Carpio
E. T. Corcoran	Asst. Sgt.-at-Arms	Colfax
Ruth Smith	Sec. to Lt. Gov.	Bismarck
Mrs. P. J. Curtis	Enroll. & Engross	Bismarck
Mrs. Alice Knoll	Enroll. & Engross	Bismarck
Helen Crawford	Stenographer	Bismarck
Emma McCrorie	Stenographer	Bismarck
Arlene Reinke	Stenographer	Mantador
Myrtle Steen	Stenographer	Bismarck
Oscar A. Olson	Proof Reader	Bismarck
Oscar O. Odegaard	Proof Reader	Grand Forks
Albert Aarseth	Postmaster	LaMoure
E. L. Christensen	Chart Room	Kensal
George S. Lund	Asst. Chart Room	Plaza
Nels Noben	Asst. Chart Room	Bismarck
Mack Lavin	Calendar Clerk	St. Thomas
William R. Mills	Committee Clerk	Bismarck
O'Della Robinson	Committee Clerk	Leeds
Selma H. Stenersen	Committee Clerk	Minot
Mrs. Paul E. Halldorson	Committee Clerk	Bismarck
Reuben L. Olson	Committee Clerk	Parshall
Gwen Staffon	Committee Clerk	Bismarck
Loring Knecht	Committee Clerk	Bismarck
Dorothy Andvik	Committee Clerk	Bismarck
M. W. Clendenen	Committee Clerk	New Salem
C. S. Wiley	Committee Clerk	Velva
Victor Grina	Messenger to Governor	Hatton
E. W. Willoughby	Cloak Rm. Attend.	Grace City
Claudia M. McCulloch	Tel. Attend.	Bismarck
Doris King	Page	Bismarck
Luetta Pepple	Page	Bismarck
Arnold Holden	Page	Bucyrus
Jerry Stair	Page	Bottineau
W. F. King	Doorkeeper	Fryburg
Martin Kilwein	Doorkeeper	Dickinson
A. G. Settelmeyer	Doorkeeper	New Rockford
S. K. Haugsjaa	Doorkeeper	Pekin
John S. Hove	Bill Room Clerk	Hoople
Mrs. B. E. Clark	Bill Room Clerk	Jamestown
Joe Marion	Bill Room Clerk	Belcourt
James Klesalek	Bill Room Clerk	Parshall
John M. Dockter	Com. Rm. Attend.	McClusky
Ed Richter	Com. Rm. Attend.	Sykeston
Adolph Reisenauer	Com. Rm. Attend.	New England
George Harmon	Com. Rm. Attend.	Leith
Ray Unzelman	Mailing Clerk	Bismarck
Albert Moerke	Mailing Clerk	Parshall
Carl Olson	Mailing Clerk	Bowman
Jacob Hegland	Mailing Clerk	Oberon
Mary Stuss	Mailing Clerk	Belfield
Mrs. John Steichen	Mailing Clerk	Enderlin
Mable Barnes	Mailing Clerk	Bismarck
Joe Eisele	Nite Watchman	Bismarck

## MEMBERS OF SENATE, 1951

Dist. No.	NAME	HOME ADDRESS	BUSINESS OR OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
	Lt. Gov. Ray Schnell	Dickinson	Cattleman	Married	Richardton, N. D.	1893	1951
1	Franklin Page	Hamilton	Farmer and Banker	Married	Hamilton, N. D.	1890	1941-43-45-47-49-51
	Walter Troxel	Berthold	Farmer	Married	La Gro, Ind.	1886	1939-41-43-45-47-49-51
3	Harry O'Brien	Park River	Newspaper publisher	Married	Devils Lake, N. D.	1895	1943-45-47-49-51
4	Rillie R. Morgan	Grafton	Pinter and publisher	Married	Quenemo, Kans.	1891	1939-41-43-45-47-49-51
5	Oliver Bilden	Northwood	Drugstore Owner	Married	Northwood, N. D.	1894	1937-39-41-43-45-47-49-51
6	Carroll E. Day	Grand Forks	Lawyer	Married	Edgerton, Minn.	1906	1943-45-47-49-51
7	J. B. Bridston	Grand Forks	Business	Married	Wahpeton, N. D.	1896	1939-41-43-45-47-49-51
8	Harvey B. Knudson	Mayville	Lawyer	Married	Finley, N. D.	1903	1951
9	W. H. Shure	Fargo	Attorney	Married	Elgin, Ill.	1876	1945-47-49-51
10	Kenneth K. Pyle	West Fargo	Farmer	Married	Mapleton, N. D.	1899	1947-49-51
11	Joseph Spiekermeier	Sheldon	General Merchandise	Married	St. Paul, Iowa	1886	1949-51
12	A. W. Luick	Fairmount	Farmer	Married	Hampton, Iowa	1891	1951
13	Oscar Wahlund	Cogswell	Farmer	Married	Forman, N. D.	1896	1945-47-49-51
14	Agnes Kjorlie Geelan	Enderlin	Housewife	Married	Hatton, N. D.	1896	1951
15	P. L. Foss	Valley City	Druggist	Married	Kenyon, Minn.	1888	1941-43-45-47-49-51
16	C. P. Dahl	Cooperstown	Farmer	Married	York, Wis.	1892	1939-41-51 Lt. Gov. 45-47-49
17	Arnold Bjorlie	Pekin	Farmer	Single	Pekin, N. D.	1920	1949-51
18	Hugh J. Work	Langdon	Implement Dealer	Married	Langdon, N. D.	1895	1945-47-49-51
19	John Coghlan	Rolla	Farmer and Road Cont.	Married	Rolla, N. D.	1888	1949-51
20	Orris G. Nordhougen	Leeds	Farmer and Business	Married	Aneta, N. D.	1901	1943-45-47-49-51
21	Clyde Duffy	Devils Lake	Lawyer	Married	Devils Lake, N. D.	1890	1949-51
22	H. B. Baeverstad	Cando	Farm Management, farm.	Married	Churchs Ferry, N. D.	1897	1951
23	G. I. Feton	Jamestown	Retail Bldg. Material	Married	Rusford, Minn.	1876	1941-43-45-47-49-51
24	Albert J. Sandness	LaMoure	Farmer	Married	LaMoure, N. D.	1894	1947-49-51
25	Alfred Welander	Fullerton	Farmer	Married	Fullerton, N. D.	1888	1949-51
26	S. C. Thomas	Linton	Creamery Manager	Married	Linton, N. D.	1908	1951

## MEMBERS OF SENATE, 1951—(Continued)

Dist. No.	NAME	HOME ADDRESS	BUSINESS OR OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
27	Milton Rue	Bismarck	Contractor	Married	Red Lake Falls, Minn.	1899	1941-43-45-47-49-51
28	Duncan Fraser	Omeme	Farmer	Married	Omeme, N. D.	1890	1949-51
29	Walter R. Blume	Glenburn	Farmer	Married	Good Thunder, Minn.	1890	1949-51
30	Wilber H. Klusmann	New Salem	Implement Business	Married	Youngtown, N. D.	1915	1951
31	Amos Freed	Dickinson	Merchant	Married	Dickinson, N. D.	1898	1949-51
32	C. W. Schrock	New Rockford	Chiropractor	Married	Rock Lake, N. D.	1901	1943-51
33	R. M. Streibel	Fessenden	Farmer	Married	Fessenden, N. D.	1892	1937-39-41-43-45-47-49-51
34	Emil Torno	Towner	Retired Co. Judge	Married	Ashley, N. D.	1888	1947-49-51
35	Edward Leno	Tuttle	Farmer	Married	Tuttle, N. D.	1906	1945-47-49-51
36	Ed Haag	Fredonia	Farmer	Single	Fredonia, N. D.	1900	1951
37	Joseph A. Reinke	Hankinson	Ins. and Farming	Married	Breckenridge, Minn.	1888	1945-47-49-51
38	Phillip J. Sauer	Sanborn	Farmer	Married	Sanborn, N. D.	1896	1951
39	Emil Strand	Fryburg	Farmer	Married	Sortland, Norway	1885	1949-51
40	Ralph Dewing	Columbus	Farmer	Married	Portal, N. D.	1913	1951
41	Hjalmer Nelson	Watford City	Farmer	Widower	Sweden	1884	1939-41-43-45-47-49-51
42	Willard Anderson	Rugby	Retail Furniture	Married	North Cape, Wis.	1907	1951
43	Reinhart Krenz	Sherwood	Farmer	Married	Wheaton, Minn.	1896	1945-47-49-51
44	Axel Olson	Parshall	Farmer	Married	Baldwin, Wis.	1877	1937-39-41-43-45-47-49-51
45	Iver Solberg	Ray	Farmer	Married	Buxton, N. D.	1904	1941-43-49-51
46	E. C. Stucke	Garrison	Retired Physician	Married	Henderson, Minn.	1882	1931-33-35-37-39-41-43-45-47-49-51
47	William Kamrath	Leith	Farmer	Married	Ponca, Neb.	1880	1929-31-33-35-37-39-41-43-45-47-49-51
48	John Kusler	Beulah	Farmer	Married	Beulah, N. D.	1908	1951
49	Lavern Schoeder	DeSart	Farmer	Married	DeSart, N. D.	1908	1949-51

# Journal of the Senate



## Thirty-second Legislative Assembly

### FIRST DAY

Bismarck, January 2, 1951

At the hour of twelve o'clock noon on the second day of January, 1951, the Legislative Assembly of the State of North Dakota, the hold-over members, and members elected to the Senate of the Thirty-second Legislative Assembly, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, were called to order by W. J. Trout, Secretary of the Thirty-first Legislative Assembly of the State of North Dakota.

The following communication was received from the Secretary of State:

#### DEPARTMENT OF STATE

Bismarck, January 2, 1951

Secretary of the Senate  
Thirty-second 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 elected as members of the Thirty-second Legislative Assembly of the State of North Dakota as determined by the State Board of Canvassers.

Dist.	County	Name	Address
2.	Pt. Ward	Walter Troxel	Berthold
4.	Pt. Walsh	Rilie R. Morgan	Grafton
6.	Pt. Grand Forks	Carroll Day	Grand Forks
8.	Traill	Harvey B. Knudson	Mayville
10.	Pt. Cass	Kenneth K. Pyle	West Fargo
12.	Pt. Richland	A. W. Luick	Fairmount
14.	Ransom	Agnes Kjorlie Geelan	Enderlin
16.	Griggs-Steele	C. P. Dahl	Cooperstown
18.	Cavalier	Hugh J. Work	Langdon
20.	Benson	Orris G. Nordhougen	Leeds
22.	Towner	H. B. Baeverstad	Cando
24.	LaMoure	Albert J. Sandness	LaMoure
26.	Emmons	S. C. Thomas	Linton
28.	Bottineau	Duncan Fraser	Omeme
30.	Morton	Wilbur H. Klusmann	New Salem
32.	Eddy-Foster	C. W. Schrock	New Rockford
34.	McHenry	Emil Torno	Towner
36.	McIntosh-Logan	Ed. Haag	Gackle
38.	Pt. Barnes	Philip J. Sauer	Sanborn
40.	Burke-Divide	Ralph Dewing	Columbus
42.	Pierce	Willard Anderson	Rugby
44.	Mountrail	Axel Olson	Parshall



Dist.	County	Name	Address
46.	McLean	E. C. Stucke	Garrison
48.	Mercer-Oliver-		
	Dunn	John Kusler	Beulah

These members should also qualify by executing an Oath of Office which should be attached to the Certificates of Election and filed together in the office of the Secretary of State. Similar certificates or letter of appointment and an Oath of Office should be filed by each of the appointed Legislative Officials and employees.

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 2nd day of January, A. D. 1951.

Respectfully yours,  
**THOMAS HALL,**  
 Secretary of State

DEPARTMENT OF STATE

Bismarck, January 2, 1951

Secretary of the Senate  
 Thirty-second Legislative Assembly  
 Bismarck, North Dakota

Dear Sir:

Also; I further certify that the following are hold-over Senators, having been elected at the General Election in 1948 and were duly qualified by the Thirty-first Legislative Assembly.

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	W. H. Shure	Fargo
11.	Pt. Cass	Joseph Spiekermeier	Sheldon
13.	Sargent	Oscar Wahlund	Cogswell
15.	Pt. Barnes	P. L. Foss	Valley City
17.	Nelson	Arnold Bjorlie	Pekin
19.	Rolette	John Coghlan	Rolla
21.	Ramsey	Clyde Duffy	Devils Lake
23.	Stutsman	G. I. Feton	Jamestown
25.	Dickey	Alfred Welander	Fullerton
27.	Burleigh	Milton Rue	Bismarck
29.	Pt. Ward	Walter Blume	Glenburn
31.	Stark	Amos Freed	Dickinson
33.	Wells	R. M. Streibel	Fessenden
35.	Kidder-Sheridan	Edward Leno	Tuttle
37.	Pt. Richland	Joseph A. Reinke	Hankinson
39.	Billings-Bowman-		
	Golden Valley-		
	Slope	Emil Strand	Fryburg
41.	McKenzie	Hjalmer Nelson	Schafer
43.	Renville	Reinhart Krenz	Sherwood
45.	Williams	Iver Solberg	Ray
47.	Grant-Sioux	William Kamrath	Leith
49.	Adams-Hettinger	Laverne Schoeder	DeSart

These members have qualified by executing an Oath of Office which should be attached to the Certificates of Election and filed together in the office of the Secretary of State. Similar certificates or letter of appointment and an Oath of Office should be filed by each of the appointed Legislative Officials and employees.

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 2nd day of January, A. D. 1951.

Respectfully yours,

THOMAS HALL,  
Secretary of State

Senator Freed of Stark moved that the Secretary 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 Freed, Nordhougen and Strand.

Senator Streibel moved that the Secretary appoint a committee of three to escort Chief Justice James Morris to the Supreme Court of the State of North Dakota to the rostrum for the purpose of administering the oath of office to the Lieutenant Governor and the newly elected members of the Senate of the State of North Dakota, which motion prevailed.

The Secretary appointed as such committee, Senators Streibel, Troxel and Reinke.

Chief Justice, James Morris then administered the oath of office to Lieutenant Governor Ray Schnell, who thereupon took charge of the proceedings.

Chief Justice, James Morris then administered the oath of office to newly elected Senators, and requested them to subscribe to the oath of office.

Prayer by the Chaplain, Monsignor Feehan.

#### ROLL CALL

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

49 present.

Senator Krenz moved that W. J. Trout of Renville County be elected Secretary of the Senate.

#### ROLL CALL

The question being on the selection of W. J. Trout as Secretary of the Senate, the roll was called and there were ayes, 48; nays, none; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder

## JOURNAL OF THE SENATE

Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhogen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Anderson

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 Duffy moved that Dagny Olson of Ramsey County be elected as Desk Reporter.

## ROLL CALL

The question being on the election of Dagny Olson as Desk Reporter, the roll was called and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schröck
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeien
Day	Morgan	Strand
Dewing	Nelson	Stucke
Duffy	Nordhogen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Anderson                      Streibel

Dagny Olson was declared elected as Desk Reporter.

The president of the Senate then administered the oath of office to the Desk Reporter-elect.

Senator Troxel moved that M. O. Dahle of Ward County be elected as Sergeant-at-arms of the Senate.

## ROLL CALL

The question being on the election of M. O. Dahle as Sergeant-at-arms of the Senate, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer

Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Sandness Strand

M. O. Dahle was declared elected as Sergeant-at-arms.

The president of the Senate then administered the oath of office to the Sergeant-at-arms-elect.

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

The President appointed as such committee, Senators Feton, Knudson and Schoeder.

Senator Shure 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 following were appointed, Senators Shure, Sandness and Olson.

Senator Day moved that the Rules of the Senate of the Thirty-First Legislative Assembly be adopted as the temporary Rules of the Senate of the Thirty-Second Legislative Assembly, which motion prevailed.

Senator Morgan moved that the President of the Senate appoint a committee on committees to consist of seven members, one of which shall be the Lieutenant Governor who shall be the chairman of the committee, which motion prevailed.

The President appointed Senators Morgan, Dahl, Bridston, Sandness, Nordhougen and Streibel.

Senator Nordhougen moved that the President appoint a committee of three to act as a temporary committee on Revision and Correction of the Journal, which motion prevailed.

The President appointed Senators Nordhougen, Klusmann and Coghlan.

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

The President appointed Senators Foss, Wahlund and Anderson.

Senator Dahl moved that the President appoint a committee of three to act with a like committee from the House of

Representatives for the purpose of arranging for a joint session of the two houses, which motion prevailed.

The President appointed Senators Dahl, Streibel and Page.

Senator Strand moved that the President appoint a committee of five to serve as a committee on employment during the session, which motion prevailed.

The President appointed Senators Strand, Fetton, Work, Leno and Wahlund.

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

The President appointed Senators Bridston, Blume and Beaverstad.

Senator Rue moved that the President appoint a committee of three to act with a like committee from the House of Representatives for the purpose of conferring with the Board of Administration and Northwestern Bell Telephone Company relative to telephone service, which motion prevailed.

The President appointed Senators Rue, Bjorlie and Torno.

Senator Duffy moved that the President appoint a temporary committee of nine members on Rules of the Senate, which motion prevailed.

The President appointed Senators Duffy, Morgan, Nordhogen, Streibel, Day, Nelson, Page, Fraser and Krenz.

Senator Stucke moved that the Senate recess for a ten minute period 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, which motion prevailed.

The Senate reconvened at the expiration of the recess.

Sen. Dahl: I would like to place in nomination for President Pro Tem the name of a man who has served a good long time in this Senate, has served his constituents well and entitled to the award of President Pro Tem at this time. I, therefore, wish to present to you for consideration and election to that office, the Hon. Senator Milton L. Rue of Burleigh County.

Sen. Stucke: I too want to place in nomination the name of a man who in my estimation can be termed as extraordinary. Those of you who have served at various sessions for the last number of years will recognize without me telling you who that man is. I am not going to give you any more of his history except that he has served the people well, ably and honorably. I present the name of R. M. Streibel, the Senator from Wells.

Sen. O'Brien: I too have a name I wish to present. The name of the man I have in mind is starting his ninth term as a member of this legislative body, here and in the house, possibly, very probably his last term. I think he has experience and I believe he has a sufficient amount of intelligence to handle the duties of the office in a capable manner. I

present the name of that sterling Democratic Senator, Harry O'Brien of Walsh County.

Senator Bridston moved that nominations be closed, which motion prevailed.

#### ROLL CALL

The question being on the election of President Pro Tem, the roll was called and there were the following votes cast: Rue, 26; Streibel, 22; passing, 1.

Those voting for Senator Rue were:

Anderson	Freed	Sandness
Baeverstad	Klusmann	Sauer
Bridston	Knudson	Shure
Coghlan	Krenz	Strand
Dahl	Luick	Streibel
Day	Morgan	Torno
Duffy	Page	Troxel
Feton	Pyle	Work
Foss	Reinke	

Those voting for Senator Streibel were:

Bilden	Kusler	Schrock
Björli	Leno	Solberg
Blume	Nelson	Spiekmeier
Dewing	Nordhogen	Stucke
Fraser	Olson	Thomas
Geelan	Rue	Wahlund
Haag	Schoeder	Welder
Kamrath		

Passed:

O'Brien

So Sen. Rue was declared elected President Pro Tem.

Sen. Streibel moved that the Senate hear from the Lieutenant Governor, which motion prevailed.

Lt. Gov.: Hon. Senators, Ladies and Gentlemen:

The time to discharge the duties entrusted to me by the voters of this state has arrived. As I enter upon my duty of presiding over this body during its deliberations the thought uppermost in my mind is that I want to please you. I would like to be what in your estimation is a perfect President of the Senate. I would like to be, always, absolutely right, ever courteous, never domineering, just in all matters. That is what I'd like to be. Being, after all only human I know before hand that I will not always be absolutely right when called upon to make a decision. If I should sometimes fail in rendering justice it will be for the same reason; never intentionally.

The two remaining virtues, namely courteousness and humility, trouble me not at all because I possess them now and shall always use them to your advantage.

My experiences as a legislator are limited to several terms as a representative in the House. Therefore I have much to learn especially when it comes to Senate rules. Naturally therefore I must learn my lessons in this chair. It is therefore my fond hope that you, my teacher, will guide with a gentle hand, your pupil.

How fast and how well our work in the senate will be completed depends in a large measure upon how closely you and I co-operate. I beg of you therefore to be tolerant with your chairman. I shall see to it that he does likewise.

I realize that there is quite a contrast between riding the range in a stockmans' saddle and holding down this chair. In one respect however the two occupations are very similar. And that is in respect to planning your work and working your plan. In the cattle business riding the range I have held my own, and I know that with your help I shall succeed in the other occupation as well.

Being aware of the great responsibilities you senators have accepted, knowing how hard your labor and how small your reward will be for the next sixty days my hope and prayer shall always be that I may never be a hindrance but always a help to you.

Sen. Nordhousen moved that the remarks of the Lieutenant Governor be printed in the journal, which motion prevailed.

Senator Dahl moved that the president appoint a committee of two to escort the President Pro Tem to the rostrum to take the oath of office, which motion prevailed.

The President appointed as such committee Senators Dahl and Streibel.

The President Pro Tem was escorted to the rostrum and the oath of office was administered by the President.

Sen. Rue: Mr. President, Members of the Senate, I wish to thank you very kindly for bestowing on me this high honor of being President Pro Tem of the Senate. I can assure you that I will work to the best of my ability at all times with our Lieutenant Governor and with every member of the Senate in any capacity that they will ask me to work with them. It is a privilege that you have bestowed upon me and I assure you that I appreciate it very much. Thank you.

Senator Reinke moved that the remarks of the President Pro Tem be printed in the Journal, which motion prevailed.

Senator Feton reported that the committee appointed to inform the Governor that the Senate was in session, had completed their work and requested the discharge of the committee, which request was granted.

Senator Shure reported that the committee appointed to inform the House of Representatives that the Senate was in session and ready for business, had completed their work and requested the discharge of the committee, which request was granted.

Senator Morgan moved that the Senate do now recess until 1:00 P. M., January 3, 1951, which motion prevailed, and the Senate stood recessed.

W. J. TROUT, Secretary

**FIRST DAY AFTER RECESS  
AND SECOND DAY**

Bismarck, January 3, 1951

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

**MESSAGE FROM THE HOUSE**

The committee from the House delivered a message that the House was organized and ready for business.

Senator Troxel moved that the President appoint a committee of three to meet with a like committee of the House to confer with the Ministerial Association to arrange for Chaplains for the Thirty-second Legislative Session, which motion prevailed.

The President appointed as such Committee Senators Troxel, Krenz and Kamrath.

Senator Strand: The Employment Committee recommends the employment of the following employees:

Name	Position	Home Address
Arthur A. Herk.....	Assistant Secretary .....	Fingal
Helen Crawford.....	Stenographer .....	Bismarck
Mrs. P. J. Curtis.....	Enrolling & Engrossing.....	Bismarck
Mrs. Alice Knoll.....	Enrolling & Engrossing.....	Bismarck
Oscar O. Odegaard .....	Proof Reader .....	Grand Forks
Oscar A. Olson.....	Proof Reader .....	Bismarck
John S. Hove.....	Bill Room .....	Hoople
Mrs. Bert Clark.....	Bill Room .....	Jamestown
Doris King.....	Page .....	Bismarck
Luetta Pepple.....	Page .....	Bismarck
Jerry Stair.....	Page .....	Bottineau
Earl Murray.....	Chart Room .....	Langdon
E. L. Christensen.....	Chart Room .....	Kensal
Geo. S. Lund.....	Chart Room .....	Plaza
E. W. Willoughby.....	Cloak Room Attendant.....	Grace City
Victor H. Grina.....	Messenger to Governor .....	Hatton
W. F. King.....	Doorkeeper .....	Fryburg
Martin Kilwein.....	Doorkeeper .....	Dickinson
A. G. Sittelmeyer.....	Doorkeeper .....	New Rockford
S. K. Haugsjaa.....	Doorkeeper .....	Pekin
Joe Eisele.....	Night Watchman .....	Bismarck
Claudia M. McCulloch.....	Telephone Attendant .....	Bismarck
C. S. Wiley.....	Committee Clerk .....	Velva
Mrs. Paul E. Halldorson.....	Committee Clerk .....	Bismarck
O'Della Robinson.....	Committee Clerk .....	Leeds
Selma H. Stenersen.....	Committee Clerk .....	Minot



Mack Lavin.....	Committee Clerk .....	St. Thomas
Ed Richter.....	Committee Room	
	Attendant .....	Sykeston
Albert Aarseth.....	Committee Room	
	Attendant .....	LaMoure
Jacob Hegland.....	Mailing Clerk .....	Oberon
George Harman.....	Mailing Clerk .....	Leith
Reuben L. Olson.....	Mailing Clerk .....	Parshall
Joe Marion.....	Mailing Clerk .....	Belcourt
Albert Moerke.....	Mailing Clerk .....	Parshall
Ray Unzelman.....	Mailing Room .....	Bismarck

## ROLL CALL

The question being on the selection of employees, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Senator Morgan moved that the name of Ruth Smith be placed upon the list of employees as stenographer and secretary to the Lieutenant Governor, which motion prevailed.

## ROLL CALL

The question being on the selection of Ruth Smith as stenographer and secretary to the Lieutenant Governor, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So said employees were declared elected to their respective positions and the President of the Senate administered the oath of office to such employees.

Senator Nordhogen moved that the President appoint a committee of three to meet with a like committee from the House and arrange for a parking area for the Legislators, and also arrange for space and time for lunch period, which motion prevailed.

The President appointed as such committee Senators Nordhogen, Work and Schoeder.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

Senator Dahl: "At this time I have a promise to fulfill to this Legislative Assembly. When the Thirty-first Legislative Assembly was about to adjourn sine die, I retired from the chair of the presiding officer with these remarks, 'This gavel that I have used during the sessions of 1945, 1947 and 1949, to keep decorum over the Senators, and to call the Senators to order, call the Senators to stand when it was necessary under the procedure,' I promised that if I was alive when the Thirty-second Legislative Assembly convened, that I would endeavor to see that this gavel was brought into the Senate Chambers and presented to the incoming Lieutenant Governor, whoever he might be, that would preside over the Senate, to have it, to use it in this session with the hope and wish that he may receive the same cooperation, and the same goodwill, and the same good fellowship, that I received those three sessions while I presided over the Senate. I feel that this gavel holds some mysterious appeal which I want to deliver to you today, so I am going to call one of the pages to present you with this gavel, and I want to wish you a very, very successful session at this time as presiding officer, President Schnell."

The gavel was presented to the Lieutenant Governor.

Lieutenant Governor Schnell: "Thank you, Senator Dahl. If I may do half as good a job in making use of this gavel as you have done in the last three sessions of the Senate, I will be satisfied. A cowboy on the rostrum before a group of dignified gentlemen, wielding a gavel does not feel as much at home as if he were cracking a bull whip out on the range. You said you used the gavel to make the Senators stand up. I will try and use it to get them to sit down. I shall do my level best so that this gavel will not be a discredit to you, and I thank you very kindly."

Senator Troxel: The committee you appointed for the purpose of making Chaplain Service arrangements has contacted the Ministerial Association and agreed to accept their recommendations as follows:

SCHEDULE OF CHAPLAINCY  
THIRTY-SECOND LEGISLATIVE ASSEMBLY  
STATE OF NORTH DAKOTA

January 2, to March 2, 1951

SENATE

Jan. 2, 3, 4: Father R. A. Feehan, Bis. 760) St. Mary's, Bismarck.

- Jan. 5, 6, 7: Rev. G. Adolph Johns (Bis. 659) 1st Lutheran, Bismarck.
- Jan. 8, 9, 10: Rev. Roy Weigand (Bis. 2842) 1st Baptist, Bismarck.
- Jan. 11, 12, 13: Rev. F. V. Tannehill (Bis. 556) McCabe Methodist, Bismarck.
- Jan. 14, 15, 16, 17: Rev. A. E. Smith (Bis. 1340) St. George's Episcopal, Bismarck.
- Jan. 18, 19, 20: Rev. Isaac Scherpenisse (8296) Presbyterian, Mandan.
- Jan. 21, 22, 23: Father Chas. Schneider (Man. 113) St. Joseph's Mandan.
- Jan. 24, 25, 26: Rev. Edwin N. Oster (Bis. 2688) Assembly of God, Bismarck.
- Jan. 27, 28, 29, 30: Rev. Joseph Bachman (Bis. 2721) 1st Presbyterian, Bismarck.
- Jan. 31, Feb. 1, 2: Rev. G. Schnaidt (Bis. 3272) American Lutheran, Bismarck.
- Feb. 3, 4, 5, 6: Rev. Opie S. Rindahl (Bis. 678) Trinity Lutheran, Bismarck.
- Feb. 7, 8, 9: Rev. Frank Rumer (Man. 3350) Burns Methodist, Mandan.
- Feb. 10, 11, 12: Father Wm. Garvin (Bis. 252) Cathedral, Bismarck.
- Feb. 13, 14, 15: Rev. S. G. Gruneich (Bis. 1472) 1st Evang. U.B., Bismarck.
- Feb. 16, 17, 18: Rev. A. G. Hewitt (Bis. 3245J) Nazarene, Bismarck.
- Feb. 19, 20, 21: Capt. Cecil Dye (Bis. 521) Salvation Army, Bismarck.
- Feb. 22, 23, 24: Rev. Edward Kary (Bis. 1056) Bismarck, Baptist, Bismarck.
- Feb. 25, 26, 27: Rev. Carsten Brien (Man. 2688) 1st Lutheran, Mandan.
- Feb. 28, Mar. 1, 2: Rev. E. D. Murdock (Man. 3334) Christ's Episcopal, Mandan.

Chaplain will report to the Presiding Officer of the Senate shortly before two o'clock on the days of his assignment.

Opie S. Rindahl, Chairman,  
Francis V. Tannehill, Secretary,  
G. S. Gruneich.

#### ROLL CALL

The question being on selection of Chaplains for the Session, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand

Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So said ministers were declared elected to serve as chaplains during the session.

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

W. J. TROUT, Secretary.

### SECOND DAY

Bismarck, January 3, 1951

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

Prayer by Chaplain Monsignor Feehan of Bismarck.

Roll call: All Senators present.

Senator Morgan moved that the Senate recess until 2:35 p.m., which motion prevailed.

The Senate convened pursuant to recess taken, the President presiding.

### MESSAGE FROM THE HOUSE

The committee from the House reported that the House was ready to receive the Senate in joint session.

Senator Morgan moved that the Senate do now recess until one o'clock p.m., January 4, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**SECOND DAY AFTER RECESS  
AND THIRD DAY**

Bismarck, January 4, 1951

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

Senator Morgan moved that the President appoint a committee of three on mileage and per diem, which motion prevailed.

The President appointed as such committee Senators Anderson, Reinke and Spiekermeier.

Senator Strand: The Employment Committee recommends the employment of the following employees:

Emma McCrorie.....	Stenographer .....	Bismarck
Arlene Reinke.....	Stenographer .....	Mantador
Arnold Holden.....	Page .....	Bucyrus
Loring Knecht.....	Committee Clerk .....	Bismarck
Adolph Reisenhauer.....	Committee Room	
	Attendant .....	New England

**ROLL CALL**

The question being on the selection of employees, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work

Absent and not voting:

Bilden	Geelan	O'Brien
Day		

So said employees were declared elected to their respective

positions and the President of the Senate administered the oath of office to such employees.

Senator Strand moved that the following janitors be employed by the Senate:

Geo. Kollman  
Henry Fox  
John Tschider

#### ROLL CALL

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

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Geelan

So said janitors were declared elected and the President of the Senate administered the oath of office to such employees.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Senate for the First day and recommend that the same be corrected as follows:

On page 4, line 26, strike out the word "note" and insert in lieu thereof the word "not".

On page 8, line 14, strike out the period after the word "accepted" and insert in lieu thereof a comma and start the word "knowing" with a small "k".

And when so corrected recommend that the same be approved.

ORRIS G. NORDHOUGEN, Chairman.

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

Senator Bridston: The expense of the inaugural ball is always paid by the good people of Bismarck without any cost to the State, and those of us that have been here a number of years appreciate the fine work and reception that the people of Bismarck do put on here for the State Officials. At this time I would like to move that the Lieutenant Governor and the Secretary of the Senate be instructed to send letters of appreciation to the Bismarck committees that served in connection with this inaugural ball, which motion prevailed.

Senator Streibel: If there is no urgent business to come before the Senate, I would like to make an observation. I think the Senators would be interested.

Lieutenant Governor Schnell: Go ahead.

Senator Streibel: My wife and I arrived in Bismarck on the 26th. I think it was that evening, or the day following, that she called my attention to an advertisement in the Bismarck Tribune, reading something like this: "Rooms for rent to gentlemen in new home. Will also take legislators as roomers." I don't know whether you get the whole significance of the implication. It said, "Gentlemen, also legislators." I had forgotten all about the incident until Senator Day called it to my attention this morning.

Some of us, like Senator Kamrath, let's say, are quite incorrigible, that's true. But why should well-mannered fellows like Streibel, Day, Bridston and a few others suffer the same fate. Well, maybe it wasn't Kamrath who is responsible at all. As long as no one senator was named, we have the right to assume it applies to all of us.

So, hereafter I expect that the presiding officer will use his gavel sparingly, not being considered gentlemen, why should we behave like them?

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

W. J. TROUT, Secretary

### THIRD DAY

Bismarck, January 4, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayer by Monsignor Feehan, Bismarck.

Roll call: All Senators present and a quorum was declared by the President.

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

Page 11, line 16, strike out the word "were" and insert in lieu thereof the word "was".

And when so corrected recommend that the same be approved.

ORRIS G. NORDHOUGEN, Chairman

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

Senator Morgan moved that the Senate recess until 1:30 p.m., January 5, 1951, which motion prevailed.

W. J. TROUT, Secretary

THIRD DAY AFTER RECESS  
AND FOURTH DAY

Bismarck, January 5, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Strand: The Employment Committee recommends the employment of the following employees:

Mary Stus.....	Mailing Clerk.....	Belfield
E. T. Corcoran.....	Asst. Sgt. at Arms.....	Colfax
Mrs. John Steichen.....	Committee Clerk.....	Enderlin
Nels Nobin.....	Chart Room.....	Bismarck
John M. Dockter.....	Committee Room	
	Attendant .....	McClusky

ROLL CALL

The question being on the selection of employees, the roll was called and there were ayes, 28; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Baeverstad	Leno	Shure
Bjorlie	Morgan	Solberg
Dahl	Nelson	Spiekermeier
Day	O'Brien	Strand
Dewing	Olson	Streibel
Duffy	Page	Stucke
Geelan	Reinke	Thomas
Haag	Rue	Torno
Klusmann	Schoeder	Welander
Krenz		

Absent and not voting:

Anderson	Fraser	Pyle
Bilden	Freed	Sandness
Blume	Kamrath	Sauer
Bridston	Knudson	Schrock
Coghlan	Kusler	Troxel
Feton	Luick	Wahlund
Foss	Nordhougen	Work

So said employees were declared elected to their respective positions and the President of the Senate administered the oath of office to such employees.

Senator Streibel moved that the Senate do now recess until five minutes to two, which motion prevailed.



The Senate reconvened pursuant to recess taken, the President presiding.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your select Committee on Committees recommends the following Senate standing committee assignments:

**COMMITTEE ON AGRICULTURE (15)**—Troxel, Chairman; Kamrath, Vice Chairman; Krenz; Wahlund; Pyle; Bjorlie; Reinke; Fraser; Strand; Schoeder; Sauer; Welander; Coghlan; Haag; Klusmann.

**COMMITTEE ON APPROPRIATIONS (17)**—Dahl, Chairman; Morgan, Vice Chairman; Stucke; Foss; Streibel; Rue; Nelson; Day; Nordhousen; Sandness; Blume; Duffy; Welander; Freed; Knudson; Luick; Haag.

**COMMITTEE ON EDUCATION (15)**—Sandness, Chairman; Schrock, Vice Chairman; Dahl; Bilden; Morgan; Nelson; Reinke; Bjorlie; Torno; Fraser; Strand; Geelan; Baeverstad; Thomas; Sauer.

**COMMITTEE ON FINANCE AND TAXATION (15)**—Shure, Chairman; Feton, Vice Chairman; Olson, Bridston; Nordhousen; Page; Schrock; Krenz; Solberg; Work; Spiekermeier; Pyle; Dewing; Anderson; Baeverstad.

**COMMITTEE ON JUDICIARY (15)**—Day, Chairman; Shure, Vice Chairman; Bilden; Page; Streibel; Feton; Leno; Torno; Solberg; Duffy; Kusler; Anderson; Spiekermeier; Knudson; Thomas.

**COMMITTEE ON STATE AND FEDERAL GOVERNMENT (15)**—Bridston, Chairman; Rue, Vice Chairman; Kamrath; Troxel; Olson; Foss; O'Brien; Work; Blume; Coghlan; Schoeder; Freed; Haag; Klusmann; Luick.

**COMMITTEE ON GENERAL AFFAIRS (13)**—Pyle, Chairman; Nelson, Vice Chairman; Troxel; Kamrath; Foss; Page; Wahlund; Day; Anderson; Klusmann; Fraser; Sauer; Geelan.

**COMMITTEE ON INDUSTRY AND BUSINESS (13)**—Foss, Chairman; Nordhousen, Vice Chairman; Page; Leno; Rue; Schoeder; Bridston; Solberg; Shure; Freed; Baeverstad; Thomas; Knudson.

**COMMITTEE ON LABOR RELATIONS (13)**—Page, Chairman; Schoeder, Vice Chairman; Morgan; Bjorlie; Day; Welander; Coghlan; Geelan; Pyle; Kusler; Sauer; Thomas; Anderson.

**COMMITTEE ON NATURAL RESOURCES (13)**—Reinke, Chairman; Coghlan, Vice Chairman; Kamrath; Dahl; Bilden; Krenz; Leno; Sandness; Troxel; Fraser; Strand; Solberg; Dewing.

**COMMITTEE ON POLITICAL SUBDIVISIONS (13)**—Feton, Chairman; Wahlund, Vice Chairman; Morgan; Olson; Rue; Schrock; Work; Blume; Shure; Geelan; Duffy; Baeverstad; Dewing.

**COMMITTEE ON SOCIAL WELFARE (13)**—Bilden, Chairman; Freed, Vice Chairman; O'Brien; Troxel; Schrock;

Spiekermeier; Torno; Krenz; Haag; Reinke; Kusler; Luick; Knudson.

COMMITTEE ON TRANSPORTATION (13)—Work, Chairman; Streibel, Vice Chairman; Dahl; Olson; Day; O'Brien; Pyle; Nelson; Feton; Nordhogen; Strand; Leno; Coghlan.

COMMITTEE ON VETERANS' AFFAIRS (13)—Krenz, Chairman; O'Brien, Vice Chairman; Bridston; Wahlund; Rue; Bjorlie; Duffy; Welander; Torno; Dewing; Klusmann; Kusler; Luick.

COMMITTEE ON DELAYED BILLS (5)—Duffy, Chairman; Morgan, Vice Chairman; Streibel; Sandness; Nelson.

COMMITTEE ON EMPLOYMENT (5)—Strand, Chairman; Leno; Feton; Wahlund; Work.

COMMITTEE ON ENROLLING AND ENGROSSING (5)—Blume, Chairman; Torno; Klusmann; Haag; Baeverstad.

COMMITTEE ON MILEAGE AND PER DIEM (3)—Reinke, Chairman; Spiekermeier; Anderson.

COMMITTEE ON REVISION AND CORRECTION OF JOURNAL (3)—Bjorlie, Chairman; Dewing; Sauer.

COMMITTEE ON RULES (9)—Streibel, Chairman; Morgan, Vice Chairman; Olson; Day; Duffy; Page; Nordhogen; Krenz; Nelson.

LT. GOV. RAY SCHNELL, Chairman  
RILIE MORGAN  
C. P. DAHL  
J. B. BRIDSTON  
A. J. SANDNESS  
ORRIS G. NORDHOUGEN  
R. M. STREIBEL

Senator Morgan moved that the report be printed in the journal and laid over until Monday, which motion prevailed.

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

W. J. TROUT, Secretary.

#### FOURTH DAY

Bismarck, January 5, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. G. Adolph Johns, Bismarck.

Roll call: All Senators present except Senators Anderson, Bilden, Blume, Bridston, Feton, Foss, Fraser, Freed, Knudson, Kusler, Luick, Pyle, Sauer, Schoeder, Schrock, Troxel, Wahlund and Work.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Second Day after Recess and Third day and find the same correct.

And recommends that the same be approved.

ORRIS G. NORDHOUGEN, Chairman.

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

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

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

W. J. TROUT, Secretary.

FIFTH DAY

Bismarck, January 6, 1951

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

Prayers by Chaplain Rev. G. Adolph Johns, Bismarck.

The roll was called and there were 21 present, 28 absent.

Those present were: Senators Baeverstad, Bjorlie, Coghlan, Day, Geelan, Haag, Kamrath, Krenz, Leno, Nelson, Olson, Page, Reinke, Rue, Shure, Solberg, Strand, Streibel, Stucke, Torno, and Welander.

Those absent were: Senators Anderson, Bilden, Blume, Bridston, Dahl, Dewing, Duffy, Feton, Foss, Fraser, Freed, Klusmann, Knudson, Kusler, Luick, Morgan, Nordhogen, O'Brien, Pyle, Sandness, Sauer, Schoeder, Schrock, Spiekermeier, Thomas, Troxel, Wahlund, and Work.

So the President declared that the Senate lacked four of having a quorum.

Senator Streibel moved that the Senate be at ease for fifteen minutes, which motion prevailed.

The Senate was at ease for fifteen minutes.

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

W. J. TROUT, Secretary.

## SEVENTH DAY

Bismarck, January 8, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Roy Weigand, Bismarck.

Roll call: All Senators present except Senators Bilden, Duffy and O'Brien.

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

Page 21, line 8 in the word "VETERAN'S" place the apostrophe after the "S" instead of before the "S".

Page 21, line 15 correct the spelling of the name "Leno".

Page 21, line 17 correct the spelling of the name "Klusmann."

And when so corrected recommends that the same be approved.

JOHN COGHLAN, Acting Chairman.

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

## REPORTS OF SELECT COMMITTEES

Senator Nordhousen reported that the committee appointed to make arrangements for parking space and for space and time in the lunch room had met and made arrangements for the same, and moved that the committee be discharged, which motion prevailed.

Senator Streibel requested that the Senate be on the eighth order of business which request was granted.

Senator Streibel moved that the Senate take the 3:15 p.m., recess, which motion prevailed.

Senator Reinke: Mr. President: Your Committee on Mileage and Per Diem makes the following report:

Dist.	NAME AND ADDRESS	N. P.	G. N.	Soo	Milw.	Car	Bus	TOTAL
1.	Franklin Page, Hamilton					700		700
2.	Walter Troxel, Berthold		44	380		16		440
3.	Harry O'Brien, Park River	388	284					672

Dist.	NAME AND ADDRESS	N. P.	G. N.	Soo	Milw.	Car	Bus	TOTAL
4.	Rilie R. Morgan, Grafton					650		650
5.	Oliver Bilden, Northwood	388	152					540
6.	Carroll Day, Grand Forks	388	156					544
7.	J. B. Bridston, Grand Forks	388	156					544
8.	Harvey B. Knudson, Mayville	388	112					500
9.	W. H. Shure, Fargo	400						400
10.	Kenneth K. Pyle, West Fargo					392		392
11.	Joseph Spiekermeier, Sheldon					478		478
12.	A. W. Luick, Fairmount					550		550
13.	Oscar Wahlund, Cogswell					430		430
14.	Agnes Kjorlie Geelan, Enderlin					516		516
15.	P. L. Foss, Valley City					282		282
16.	C. P. Dahl, Cooperstown	346						346
17.	Arnold Bjorlie, Pekin	388	240					628
18.	Hugh J. Work, Langdon	388	364					752
19.	John Coghlan, Rolla					510		510
20.	Orris G. Nordhougen, Leeds					420		420
21.	Clyde Duffy, Devils Lake	420	64					484
22.	H. B. Baeverstad, Cando					468		468
23.	G. I. Feton, Jamestown	204						204
24.	Albert J. Sandness, LaMoure					320		320
25.	Alfred Welander, Fullerton					384		384
26.	S. C. Thomas, Linton					132		132
27.	Milton Rue, Bismarck					2		2
28.	Duncan Fraser, Omemee					560		560
29.	Walter Blume, Glenburn			380		30		410
30.	Wilber H. Klusmann, New Salem					66		66
31.	Amos Freed, Dickinson	220						220
32.	C. W. Schrock, New Rockford					324		324
33.	R. M. Streibel, Fessenden	272		186		18		476
34.	Emil Torno, Towner			86	380			466
35.	Edward Leno, Tuttle					120		120
36.	Ed Haag, Gackle			260				260
37.	Joseph A. Reinke, Hankinson	410				186		596
38.	Philip J. Sauer, Sanborn					272		272
39.	Emil Strand, Fryburg	248				20		268
40.	Ralph Dewing, Columbus					440		440
41.	Hjalmer Nelson, Schafer						506	506
42.	Willard Anderson, Rugby					504		504
43.	Reinhart Krenz, Sherwood	164		380		14		558
44.	Axel Olson, Parshall					300		300
45.	Iver Solberg, Ray					480		480
46.	E. C. Stucke, Garrison					160		160
47.	William Kamrath, Leith	10	206					216
48.	John Kusler, Beulah					144		144
49.	Lavern Schoeder, DeSart					346		346

Senator Reinke moved that the report of the Committee on Mileage and Per Diem be printed in the Journal and laid over one Legislative Day, which motion prevailed.

Senator Morgan moved that the report of the select Committee on Committees be adopted.

Senator Day: I rise to second the motion for the adoption

of the report. Permit me to say at the outset that I am, of course, more than satisfied with my own assignments. I have been given everything I could desire, possibly more than I am entitled to. Therefore, I am in a position to make an observation or two with respect to others.

I simply want to pay tribute to several men who are silent in this chamber at this moment, in the interest of harmony, men of experience, men with ability, men with seniority, silent in the face of what this report does to them. Since I have been in the Senate I have never before witnessed political considerations, pure and simple, completely override ability, experience and seniority, as this report does in more than one important appointment. I second the adoption of the report.

The question was on the motion of Senator Morgan to adopt the report of the Committee on Committees, which motion prevailed.

Senator Foss moved that the Senate adopt as printed in the Rule Book of 1949 the committee room assignments, as follows:

#### SENATE COMMITTEE ASSIGNMENT ROOMS

Agriculture .....	207
Education .....	204
Finance and Taxation .....	G-1
Judiciary .....	205
State and Federal Government .....	G-1
General Affairs .....	204
Industry and Business .....	205
Labor Relations .....	206
Natural Resources .....	203
Political Sub-Division .....	206
Social Welfare .....	207
Transportation .....	203
Veterans' and Military Affairs .....	206
Delayed Bills .....	206
Enrolling and Engrossing .....	102
Revision and Correction of Journal .....	102
Legislative Research Committee .....	Senate Lounge

The motion to adopt said report prevailed.

Senator Strand: The Employment Committee recommends the employment of the following:

Name	Position	Home Address
Mable Barnes.....	Committee Room	
	Attendant .....	Bismarck
Gwen Staffon.....	Committee Clerk .....	Bismarck
Myrtle Steen.....	Appropriations	
	Committee Clerk .....	Bismarck
James Klesalek.....	Committee Clerk .....	Parshall

#### ROLL CALL

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

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure

Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhogen	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Bilden	Duffy	O'Brien
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So the said employees were declared elected to their respective positions and the President of the Senate administered the oath of office to such employees.

**MESSAGE FROM THE HOUSE**

House Chamber  
Bismarck, Jan. 8, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A."

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

KENNETH L. MORGAN, Chief Clerk.

**FIRST READING OF SENATE BILLS**

The Committee on Appropriations introduced:

Senate Bill No. 1. 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 Subdivisions 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.

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

The Committee on Appropriations introduced:

Senate Bill No. 2. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings and Equipment of the School for the Deaf at Devils Lake, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 3. 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.

The Committee on Appropriations introduced:

Senate Bill No. 4. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and



Repairs, New Buildings, 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.

The Committee on Appropriations introduced:

Senate Bill No. 5. 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.

The Committee on Appropriations introduced:

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Training School at Mandan, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 8. A Bill for an Act Making an Appropriation for 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.

The Committee on Appropriations introduced:

Senate Bill No. 9. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota State Farm, Bismarck, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 10. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

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

The Committee on Appropriations introduced:

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Gasoline Tax Division in the Office of the State Auditor.

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

The Committee on Appropriations introduced:

Senate Bill No. 12. 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.

The Committee on Appropriations introduced:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying the Administrative Expenses and the State Aid of the State Equalization Fund.

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

The Committee on Appropriations introduced:

Senate Bill No. 14. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Board of School District Reorganization.

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

The Committee on Appropriations introduced:

Senate Bill No. 15. 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.

The Committee on Appropriations introduced:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Dealers Division.

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

The Committee on Appropriations introduced:

Senate Bill No. 17. 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.

The Committee on Appropriations introduced:

Senate Bill No. 18. A Bill for an Act Making an Appropriation to Carry Out the Provisions of Chapter 6-07 of the 1947 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

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

The Committee on Appropriations introduced:

Senate Bill No. 19. A Bill for an Act Making Appropriations for the Division of Vocational Rehabilitation and Vocational Education.

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

The Committee on Appropriations introduced:

Senate Bill No. 20. A Bill for an Act Making an Approp-

ropriation for the Purpose of Paying a Bounty on Wolves, Coyotes, Foxes, Bobcats and Magpies.

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

The Committee on Appropriations introduced:

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the Use of the North Dakota Research Foundation.

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

The Committee on Appropriations introduced:

Senate Bill No. 22. A Bill for an Act Making an Appropriation for a Pension for Dennis Duane Crites, Minor Child of National Guardsman, John E. Crites.

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

The Committee on Appropriations introduced:

Senate Bill No. 23. A Bill for an Act Making an Appropriation for a Pension for National Guardsman Nennor A. Nelson, Jr.

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

The Committee on Appropriations introduced:

Senate Bill No. 24. A Bill for an Act Making an Appropriation to Pay the Costs of the Administration of the Old Age and Survivor Insurance System.

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

The Committee on Appropriations introduced:

Senate Bill No. 25. 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.

The Committee on Appropriations introduced:

Senate Bill No. 26. 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.

The Committee on Appropriations introduced:

Senate Bill No. 27. 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.

The Committee on Appropriations introduced:

Senate Bill No. 28. 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.

The Committee on Appropriations introduced:

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Salaries and Miscellaneous Expenses of the High School Correspondence Study.

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

The Committee on Appropriations introduced:

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Bank of North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the 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.

The Committee on Appropriations introduced:

Senate Bill No. 32. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for a Deficiency in the Bangs Disease and Bovine Tuberculosis Fund; and Declaring an Emergency.

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

The Committee on Appropriations introduced:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Rent and Maintenance of the Teachers' Insurance and Retirement Fund; and Declaring an Emergency.

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

The Legislative Research Committee introduced:

Senate Bill No. 34. A Bill for an Act to Amend and Reenact Sections 54-0308 and 54-0310 of the North Dakota Revised Code of 1943, Relating to the Selection and Compensation of Officers and Employees of the Legislative Assembly, and Declaring an Emergency.

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

The Legislative Research Committee at the request of the Commissioner of Agriculture and Labor introduced:

Senate Bill No. 35. A Bill for an Act to Amend and Reenact Chapter 20-16 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Control and Destruction of Predatory Animals and Injurious Field Rodents; Providing for State, Federal and Local Cooperation in the Control and Destruction of Predatory Animals and Injurious Field Rodents; and Authorizing a County Tax Levy Upon Sheep for predatory Animal Control.

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

The Legislative Research Committee at the request of the Superintendent of Public Instruction introduced:

Senate Bill No. 36. A Bill for an Act to Amend and Reenact Section 15-2509 and Subsection 1 of Section 15-2908 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Education and Providing for Minimum School Terms in Common and Special School Districts.

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

The Legislative Research Committee at the request of the Superintendent of Public Instruction introduced:

Senate Bill No. 37. A Bill for an Act to Provide for Leave of Absence Due to Illness for Teachers in the Public Schools and State Institutions, Determining Compensation, and Defining Terms.

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

The Legislative Research Committee introduced:

Senate Bill No. 38. A Bill for an Act to Repeal Section 27-0732 of the North Dakota Revised Code of 1943, Relating to Miscellaneous Records to Be Kept by County Courts.

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

The Legislative Research Committee introduced:

Senate Bill No. 39. A Bill for an Act Concerning the Recognition of Decrees of Divorce and Annulment of Marriage and to Make Uniform the Law with Reference Thereto.

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

The Legislative Research Committee introduced:

Senate Bill No. 40. A Bill for an Act Providing for Reciprocal Enforcement of Support.

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

The Legislative Research Committee introduced:

Senate Bill No. 41. A Bill for an Act to Amend and Reenact Section 25-0315 of the North Dakota Revised Code of 1943, Relating to County Insanity Boards, Providing for Compensation and Mileage of the Members, Sheriff, and Witnesses.

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

The Legislative Research Committee introduced:

Senate Bill No. 42. A Bill for an Act to Amend and Reenact Sections 28-0611 and 28-0613 of the North Dakota Revised Code of 1943, Relating to Service of Process on Resident and Nonresident Motor Vehicle Users.

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

The Legislative Research Committee at the request of The State Health Department introduced:

Senate Bill No. 43. A Bill for an Act Providing for the Control, Prevention, and Abatement of Pollution of the Surface and Underground Waters of the State, and to Repeal Section 40-2204 of the North Dakota Revised Code of 1943.

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

The Legislative Research Committee at the request of The Motor Vehicle Department introduced:

Senate Bill No. 44. A Bill for an Act to Amend and Reenact Section 39-0517 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Repeal Section 39-0518 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Motor Vehicle Title Registration Transfers.

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

The Legislative Research Committee at the request of The Motor Vehicle Department introduced:

Senate Bill No. 45. A Bill for an Act to Repeal Section 39-0464 of the North Dakota Revised Code of 1943, Relating to Motor Vehicle License Registration as Affected by Transfer of Title.

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

The Legislative Research Committee at the request of The Motor Vehicle Department introduced:

Senate Bill No. 46. A Bill for an Act to Amend and Reenact Sections 39-1113, 39-1114 and 39-1115 of the North Dakota Revised Code of 1943 and to Repeal Sections 39-1110 and 39-1116 of the North Dakota Revised Code of 1943, Relating to Approval of Motor Vehicle Lamps and Devices.

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

The Legislative Research Committee at the request of The Motor Vehicle Department introduced:

Senate Bill No. 47. A Bill for an Act to Amend and Reenact Sections 39-0439 and 39-0529 of the North Dakota Revised Code of 1943, Relating to Licensing and Registering House Trailers Hauled Upon the Highways of this State.

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

The Legislative Research Committee at the request of The Board of Administration and the Board of Higher Education introduced:

Senate Bill No. 48. A Bill for an Act to Amend and Reenact Section 43-0708 of the North Dakota Revised Code of 1943, providing for Exceptions to Licensing Provisions for Public Contractors.

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

The Legislative Research Committee introduced:

Senate Bill No. 49. A Bill for an Act to Amend and Reenact Section 21-0307 of the North Dakota Revised Code of 1943, as Amended by Chapters 195 and 192 of the Session Laws of 1947, Relating to the Issuance of Bonds by a Municipality; Providing for Votes of Approval by the Electors of the Municipality and for Exceptions Thereto, and Declaring an Emergency.

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

The Legislative Research Committee introduced:

Senate Bill No. 50. A Bill for an Act to Amend and Reenact Subsection 7 of Section 14-0503 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Insanity as Grounds for Divorce.

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

The Legislative Research Committee introduced:

Senate Bill No. 51. A Bill for an Act to Repeal Sections 28-1307 and 29-1518 of the North Dakota Revised Code of 1943, Relating to the Excusing of Jurors.

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

The Legislative Research Committee introduced:

Senate Bill No. 52. A Bill for an Act Relating to Valuation of Property of Telephone Companies for Rate Making Purposes.

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

The Legislative Research Committee at the request of The Unemployment Compensation Division introduced:

Senate Bill No. 53. A Bill for an Act to Amend and Reenact Subsection G of Section 52-0914, Subsection A of Section 52-01915 and Subsection D of Section 52-0920, of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement of Public Employees.

Was read the first time and referred to the Committee on Labor Relations.

The Legislative Research Committee introduced:

Senate Bill No. 54. A Bill for an Act to Amend and Reenact Subsection 3 of Section 57-2702 of the North Dakota Revised Code of 1943, Relating to Notice of Expiration of Period of Redemption from Tax Sales.

Was read the first time and referred to the Committee on Finance and Taxation.

The Legislative Research Committee at the request of The Workmen's Compensation Bureau introduced:

Senate Bill No. 55. A Bill for an Act to Amend and Reenact Section 65-0109 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Actions Against Third Persons for Injuries Covered by Workmens Compensation.

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

The Legislative Research Committee at the request of The Public Welfare Board introduced:

Senate Bill No. 56. A Bill for an Act to Amend and Reenact Section 50-0707 of the North Dakota Revised Code of 1943 and Section 50-0734 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Old Age Assistance, and Providing for Recovery of Assistance Furnished.

Was read the first time and referred to the Committee on Social Welfare.

The Legislative Research Committee at the request of The Public Welfare Board introduced:

Senate Bill No. 57. A Bill for an Act to Provide Aid to the Permanently and Totally Disabled.

Was read the first time and referred to the Committee on Finance and Taxation.

The Legislative Research Committee at the request of The Public Welfare Board introduced:

Senate Bill No. 58. A Bill for an Act to Amend and Reenact Section 14-0909 of the North Dakota Revised Code of 1943, Relating to the Support of Stepchildren.

Was read the first time and referred to the Committee on Social Welfare.

The Legislative Research Committee at the request of the Public Welfare Board introduced:

Senate Bill No. 59. A Bill for an Act to Amend and Reenact Sections 50-0101 and 50-0109 of the North Dakota Revised Code of 1943, Relating to Public Welfare and Providing for Cooperation Between State and County.

Was read the first time and referred to the Committee on Social Welfare.

The Legislative Research Committee at the request of the State Board of Administration introduced:

Senate Bill No. 60. A Bill for an Act to Amend and Reenact Section 54-2341 of the North Dakota Revised Code of 1943, Relating to Expenditures and Pay Rolls of Institutions under the Control of the State Board of Administration, and Declaring an Emergency.

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

The Legislative Research Committee introduced:

Senate Bill No. 61. A Bill for an Act to Amend and Reenact Section 40-2110 of the 1949 Supplement to the North Dakota Revised Code of 1943 and to Repeal Chapter 16-02 of the North Dakota Revised Code of 1943, Relating to Registration of Voters.

Was read the first time and referred to the Committee on Political Subdivisions.

The Legislative Research Committee at the request of the Game and Fish Department introduced:

Senate Bill No. 62. A Bill for an Act Assenting to the Provisions of the Act of Congress Entitled "An Act to Provide that the United States Shall Aid the States in Fish Restoration and Management Projects, and for Other Purposes" Approved August 9, 1950.

Was read the first time and referred to the Committee on Natural Resources.

The Legislative Research Committee at the request of the Game and Fish Department introduced:

Senate Bill No. 63. A Bill for an Act to Amend and Reenact Subsection 4 of Section 20-0205 of the North Dakota Revised Code of 1943, Relating to the Powers of the State Game and Fish Commissioner; Authorizing the Taking, Removal, or Destruction of Diseased or Wounded Birds and



**Animals and Birds and Animals Whose Control, Destruction, or Removal Is Necessary to Efficient Game Management.**

Was read the first time and referred to the Committee on Natural Resources.

The Legislative Research Committee introduced:

Senate Bill No. 64. A Bill for an Act to Amend and Reenact Sections 46-0202, 46-0204, 46-0205, 46-0206, 46-0207 of the North Dakota Revised Code of 1943, Section 46-0209 of the North Dakota Revised Code of 1943, as Amended by the Session Laws of 1945, and Sections 46-0213, 46-0301, 46-0302, 46-0307, 46-0315, 46-0401, 46-0403, 46-0404, 46-0410, and 46-0418 of the North Dakota Revised Code of 1943 and to Repeal Sections 46-0303, 46-0304, 46-0309, 46-0312, 46-0313, 46-0314, 46-0316, 46-0317, 46-0406, 46-0409 and 15-2116 of the North Dakota Revised Code of 1943, Relating to State Printing.

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

The Legislative Research Committee introduced:

Senate Bill No. 65. A Bill for an Act to Amend and Reenact Section 27-0602 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries and Expenses of District Court Reporters.

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

The Legislative Research Committee introduced:

Senate Bill No. 66. A Bill for an Act to Amend and Reenact Section 23-1501 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Fireworks, and Declaring an Emergency.

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

The Legislative Research Committee introduced:

Senate Bill No. 67. A Bill for an Act to Amend and Reenact Sections 57-4901, 57-4902, and 57-4903 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Privilege Taxes Imposed on the Holding of Mineral and Oil Rights Severed from the Surface Rights.

Was read the first time and referred to the Committee on Finance and Taxation.

The Legislative Research Committee introduced:

Senate Bill No. 68. A Bill for an Act to Repeal Section 11-2704 of the North Dakota Revised Code of 1943, Relating to Reservation of Mineral Rights by the Counties.

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

The Legislative Research Committee introduced:

Senate Bill No. 69. A Bill for an Act to Amend and Reenact Subsection 2 of Section 43-0209, Subsection 2 of Section 43-0210, and Section 43-0214 of the North Dakota Revised Code of 1943, Relating to Accountants.

Was read the first time and referred to the Committee on Industry and Business.

The Legislative Research Committee at the request of the State Examiner introduced:

Senate Bill No. 70. A Bill for an Act to Amend and Reenact Section 6-0337 of the North Dakota Revised Code of 1943, Relating to Reserve Fund Requirements of Banking Associations.

Was read the first time and referred to the Committee on Finance and Taxation.

The Legislative Research Committee introduced:

Senate Bill No. 71. A Bill for an Act to Amend and Reenact Section 54-0301 of the North Dakota Revised Code of 1943, Relating to State Legislative Apportionment.

Was read the first time and referred to the Committee on Political Subdivisions.

The Legislative Research Committee at the request of the Livestock Sanitary Board and Board of Veterinary Medical Examiners introduced:

Senate Bill No. 72. A Bill for an Act to Amend and Reenact Section 36-0205 of the North Dakota Revised Code of 1943, Relating to the Practice of Veterinary Science.

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

The Legislative Research Committee introduced:

Senate Bill No. 73. A Bill for an Act to Amend and Reenact Section 40-0505 of the North Dakota Revised Code of 1943, Relating to City and Village Contracts for Electrical Energy or Gas.

Was read the first time and referred to the Committee on Industry and Business.

The Legislative Research Committee at the request of the Workmens Compensation Bureau introduced:

Senate Bill No. 74. A Bill for an Act to Amend and Reenact Sections 65-0214, 65-0412, 65-0903 and 65-0904 of the North Dakota Revised Code of 1943 and Sections 65-0404, 65-0405, 65-0509, 65-0511, 65-0513 and 65-1001 of the 1949 Supplement to the North Dakota Revised Code of 1943 and to Repeal Section 65-04051 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation.

Was read the first time and referred to the Committee on Labor Relations.

Senators O'Brien and Duffy introduced:

Senate Bill No. 75. A Bill for an Act to Amend and Reenact Section 12-2610 of the North Dakota Revised Code of 1943, Relating to the Punishment of Aggravated Assault and Battery.

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

Senators Day and Duffy introduced:

Senate Bill No. 76. A Bill for an Act to Repeal Section 29-2406 of the North Dakota Revised Code of 1943, Relating to Time of Motions for New Trial in Criminal Cases.

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

Senators Day and Duffy introduced:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Sections 28-1509 and 28-1510 of the North Dakota Revised Code of 1943, as Amended by Chapter 220 of the Session Laws of 1945, and Section 28-2511 of the North Dakota Revised Code of 1943, Relating to Motions for Directed Verdict, Judgment Notwithstanding the Verdict, or Judgment in Accordance With the Motion for a Directed Verdict and Appeals From Orders Denying Such Motions.

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

The Committee on Appropriations introduced:

Senate Bill No. 78. A Bill for an Act Making an Appropriation to the Board of Administration for Capitol Maintenance, and Declaring an Emergency.

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

Senators Bjorlie and Duffy introduced:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 15-4116 of the North Dakota Revised Code of 1943, Relating to Taxation in Joint High School District.

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

Senators Dahl, O'Brien and Duffy introduced:

Senate Bill No. 80. A Bill for an Act Relating to Filling Vacancies on the No-party Ballot and Repealing Section 16-0807 of the North Dakota Revised Code of 1943, as Amended.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Torno and Duffy introduced:

Senate Bill No. 81. A Bill for an Act to Repeal Section 12-2216 and to Amend and Reenact Section 12-2217 of the North Dakota Revised Code of 1943, Relating to Punishment of Offenses Set Forth in Section 12-2214 of the North Dakota Revised Code of 1943, Punishing Prostitution, Lewdness and Assignment.

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

The Committee on Appropriations introduced:

Senate Bill No. 82. A Bill for an Act Making an Appropriation for the Purchase of Group Hearing Aids for the North Dakota School for the Deaf and Declaring an Emergency.

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

The Legislative Research Committee introduced:

Senate Concurrent Resolution "A." A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota.

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

Senator Day introduced:

Senate Resolution No. 1. A Resolution Calling Upon Congress and the President to Withdraw Our Troops From Korea, Develop a Strong Home Defense and Unify American Views on Foreign Policy.

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

Senator Day moved that Senate Resolution No. 1 be printed, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 9, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**SEVENTH DAY AFTER RECESS  
AND EIGHTH DAY**

Bismarck, January 9, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Strand: The Employment Committee recommends the employment of the following employees:

Carl M. Olson.....Committee Room Attendant...Bowman  
William R. Mills.....Judiciary Committee Clerk...Bismarck

**ROLL CALL**

The question being on the selection of employees, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Knudson	Schoeder
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekemeier
Coghlan	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Freed	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann	Sauer	

Absent and not voting:

Bilden	Duffy	Page
Dahl	Fraser	

So said employees were declared elected to their respective positions and the President of the Senate administered the oath of office to such employees.

**FIRST READING OF HOUSE BILLS**

House Concurrent Resolution "A." A Concurrent Resolution Providing for 1949 Supplements to the North Dakota Revised Code of 1943 for the Use of the Various Committees of the Legislative Assembly.

Senator Shure moved that the rules be suspended and

that House Concurrent Resolution "A" be placed on second reading and final passage, which motion prevailed.

Senator Shure moved that the title to House Concurrent Resolution "A" be amended as follows: by writing in the words "and 27 copies of the 1949 Session laws" after the figures "1943" in the title, which motion prevailed.

Senator Shure moved that House Concurrent Resolution "A" be adopted as amended, which motion prevailed.

Senator Reinke moved that the report of the Committee on Mileage and Per Diem be amended as follows: On page 26, line 45, mileage of William Kamrath should read 206 miles by N.P. and 10 miles by car, which motion prevailed.

Senator Reinke moved that the report of the Committee on Mileage and Per Diem be adopted as amended, which motion prevailed.

Senator Dahl moved that Room 200 at the Patterson Hotel be leased for the use of the Committee on Appropriations for this Legislative Session.

#### ROLL CALL

The question being on the leasing of Room 200 at the Patterson Hotel for the use of the Committee on Appropriations, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Bluma	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Febon	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Bilden	Duffy	Strand
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Room 200 at the Patterson Hotel was designated as the Committee Room for the Committee on Appropriations.

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

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

W. J. TROUT, Secretary.

#### EIGHTH DAY

Bismarck, January 9, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. Roy Weigand, Bismarck.

Roll Call: All Senators present except Senators Bilden and Duffy.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

Senator Troxel presented a communication from Clyde Borgers in regard to charging tuition between districts on a per pupil cost basis, which communication was referred to the Committee on Education.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Judiciary to whom was referred Senate Resolution No. 1, have had the same under consideration and recommend that the same be amended as follows:

On line 6, after the word "no" insert the words "political or";

On line 7, after the word "commitment" insert the words "with respect to foreign policy";

On line 10, after the word "Congress" insert a semicolon and strike out the rest of the line and all of line 11.

And when so amended recommend the same be adopted.

CARROLL E. DAY, Chairman.

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

#### FIRST READING OF SENATE BILLS

Senator Dahl introduced:

Senate Bill No. 83. A Bill for an Act Making an Appropriation to Reimburse Griggs County in the Sum of Two Thousand Six Hundred Ninety-nine Dollars and Six Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

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

Senators Reinke and Sauer introduced:

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 20-0115 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Posting Lands to Prohibit Hunting.

Was read the first time and referred to the Committee on Natural Resources.

Senators Schrock and Wahlund introduced:

Senate Concurrent Resolution "B." A Concurrent Resolution Petitioning the Congress of the United States to Pass Legislation Requiring Total Conscription of Manpower and Wealth.

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

Senator Nordhogen: Stickers with the words "Legislature Member" will be provided by the Superintendent of the Highway Patrol in connection with the parking space reserved for the legislators. It is also suggested that we, as legislators, pool our rides in cooperation with others who have been requested to do the same.

Lieutenant Governor: The Chief of the Highway Patrol asked me to mention that the sticker should be placed on the right hand side of the bottom of your windshields.

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

Senator Morgan moved that the following changes be made in committee assignments:

Senator Haag from the Committee on State and Federal Governments to the Committee on Natural Resources.

Senator Leno from the Committee on Natural Resources to the Committee on State and Federal Governments.

Senator Baeverstad from the Committee on Political Subdivisions to the Committee on Transportation.

Senator Dahl from the Committee on Transportation to the Committee on Political Subdivisions.

Senator Feton from the Committee on Transportation to the Committee on General Affairs.

Senator Anderson from the Committee on General Affairs to the Committee on Transportation.

The motion to make the above changes prevailed.

Senator Morgan moved that the Senate recess until 1:30 p.m., January 10, 1951.

W. J. TROUT, Secretary.



**EIGHTH DAY AFTER RECESS  
AND NINTH DAY**

Bismarck, January 10, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Strand requested that the Senate be on the eighth order of business, which request was granted.

Senator Strand: The Employment Committee recommends the employment of M. W. Clendenen, New Salem, as committee clerk.

**ROLL CALL**

The question being on selection of M. W. Clendenen as committee clerk, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

**Troxel**

M. W. Clendenen was declared elected as committee clerk and the President of the Senate administered the oath of office to such employee.

Senator Sandness requested that the Senate be on the eighth order of business, which request was granted.

Senator Sandness moved that Senate Bill No. 48, which was referred to the Committee on Education, be re-referred to the Committee on Industry and Business, which motion prevailed.

Senator Sandness moved that Senate Concurrent Resolution

"A," which was referred to the Committee on Education, be re-referred to the Committee on State and Federal Government, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### NINTH DAY

Bismarck, January 10, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Rev. Roy Weigand, Bismarck.

Roll call: All Senators present.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### REPORTS OF STANDING COMMITTEES

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 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 Appropriations to whom was referred Senate Bill No. 22, 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 Judiciary to whom was referred Senate Bill No. 39, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 40, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 41, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 42, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 50, have had the same under consideration and recommend that the same be amended as follows:

On line 5, strike out the word "two" and insert in lieu thereof the word "three."

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 51, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to Senate Resolution No. 1 be adopted, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Resolution No. 1 be considered properly reengrossed and placed on the calendar, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 10, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A."

Which the Senate has amended.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 10, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "A."

KENNETH L. MORGAN, Chief Clerk.

#### FIRST READING OF SENATE BILL

Senators Nordhogen, Duffy and Baeverstad introduced: Senate Bill No. 85. A Bill for an Act Relating to Release of Oil, Gas and Mineral Leases.

Was read the first time and referred to the Committee on Natural Resources.

#### SECOND READING OF SENATE BILL

Senate Resolution No. 1.

Senator Day moved that Senate Resolution No. 1 be further amended as follows: That after line 19 this language be

inserted, "That a copy of this resolution be signed by the President and Secretary of the Senate and sent to the President of the United States, the Secretary of State, and to each Congressman and Senator from North Dakota." which motion prevailed.

Senator O'Brien moved that Senate Resolution Nq. 1 be indefinitely postponed.

Senator Duffy moved that Senate Resolution No. 1 be referred back to the Committee on Judiciary for further consideration, which motion prevailed.

Senator Streibel: At the beginning of each legislative assembly every legislator is extremely tax conscious. Their campaign promises are then still gnawing at their conscience. After the session has progressed let's say about three weeks, our conscience seems to undergo a complete change. We then become so completely absorbed with the professed needs of every state function that we often forget our promises.

I would, therefore, like to have printed in the Journal an article that appeared in the Bismarck Tribune as of January 8, 1951. This article could be of great benefit providing it were read daily by each member before going to work.

Senator Streibel moved that the foregoing article be printed in the Journal, which motion prevailed.

"One-score and sixteen years ago our fathers brought forth upon this nation a new tax, conceived in desperation that all men are fair game.

"Now we are engaged in a great mass of calculations testing whether that taxpayer, or any taxpayer so confused and so impoverished, can long endure. We are met on Form 1040. We have come to dedicate a large portion of our income to a final resting place with those men who here spend their lives that they may spend our money.

"It is altogether anguish and torture that we should do this. But in the legal sense we can not evade—we can not cheat—we can not underestimate this tax. The collectors, clever and persistent, who computed here, have gone beyond our power to add and subtract.

"Our creditors will little note or long remember what we pay here, but the Bureau of Internal Revenue can never forget what we report here.

"It is for us taxpayers rather to be devoted here to the Tax Return which the government has thus far so nobly spent.

"It is rather for us to be dedicated to the great task remaining before us—that from these vanished dollars we take increased devotion to the few remaining; that we here highly resolve that next year will not find us in a higher income tax bracket; that this taxpayer, underpaid, shall figure out more deductions; and that taxation of the people by the government, shall not cause solvency to perish."

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

W. J. TROUT, Secretary.

## TENTH DAY

Bismarck, January 11, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. F. V. Tannehill, Bismarck.

Senator Morgan requested that the roll call be postponed until after recess, which request was granted.

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 45, line 8 from the bottom of the page, correct the spelling of the word "office."

Page 47, between line 4 and line 5 from the bottom of the page insert the following line: "Was read the first time and referred to the Committee on Natural Resources."

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

Senator Morgan moved that the Senate do now recess until 1:00 p.m., January 12, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**TENTH DAY AFTER RECESS  
AND ELEVENTH DAY**

Bismarck, January 12, 1951

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

Roll call: All Senators present except Senators Baeverstad, Coghlan, Haag, Knudson and Pyle.

A quorum was declared by the President.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 18.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 22.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhogen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 39.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhogen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 40.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 41.

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, 7; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Bjorlie	Krenz	Schoeder
Bridston	Kusler	Schrock
Day	Leno	Shure
Dewing	Luick	Spiekermeier
Duffy	Morgan	Strand
Feton	Nelson	Streibel
Fraser	O'Brien	Stucke
Freed	Olson	Thomas
Geelan	Page	Torno
Haag	Reinke	Welander
Kamrath	Rue	Work

Those voting in the negative were:

Dahl	Sauer	Troxel
Foss	Solberg	Wahlund
Nordhougen		

Absent and not voting:

Baeverstad	Blume	Knudson
Bilden	Coghlan	Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 42.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 51.

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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Pyle
Blume	Knudson	

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 12, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

KENNETH L. MORGAN, Chief Clerk.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "A."

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

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 62, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 84, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 85, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke 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 Resolution No. 1, have had the same under consideration and recommend that the same be amended as follows:

On line 5, strike out the words "at once."

After line 19, add the following paragraph:

"6. To disassociate ourselves from the Korean policy, a policy which has brought to our youth the tragedies of war without a candid recognition of the existence of a state of war, a policy which has made us the policeman of the United Nations without the United Nations assuming full responsibility for the eventualities of policy action, a policy which risks war without first determining whether the objects sought are worth the risk, or a willingness to accept the risk when encountered, a policy which dissipates American lives and resources in tilting at many windmills, instead of concentrating them for the effective defense of the peace of the world".

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

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

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

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

W. J. TROUT, Secretary.

#### ELEVENTH DAY

Bismarck, January 12, 1951

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

Prayers by Chaplain Rev. F. V. Tannehill, Bismarck.

Roll Call: All Senators present except Senators Baeverstad, Blume, Coghlan, Foss, Knudson and Pyle.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 12, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

Which the President has signed.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 12, 1951

Mr. President: I have the honor to transmit:

House Bill No. 508

House Bill No. 511

House Bill No. 512

House Bill No. 513

House Bill No. 515

House Bill No. 521

House Bill No. 522

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

KENNETH L. MORGAN, Chief Clerk.

#### MOTIONS AND RESOLUTIONS

The resolutions adopted at the County Commissioners Association 44th Annual Convention held at Mandan, North Dakota, January 9, 10, and 11, 1951 was presented.

Senator Streibel moved that the resolutions of the County Commissioners Convention be printed in the Journal, which motion prevailed.

RESOLUTIONS ADOPTED AT THE COUNTY  
COMMISSIONERS ASSOCIATION 44TH ANNUAL  
CONVENTION HELD AT MANDAN, NORTH DAKOTA,  
JANUARY 9, 10, AND 11, 1951

## I

Resolved that the North Dakota Revised Code pertaining to the cost of and construction of bridges and culverts over drains be amended to assess the cost of such initial constructions, to the drain, to be established regardless of cost or the fact that they are established on section lines and the Board of County Commissioners shall only maintain and repair such bridges or culverts after once established.

## II

Resolved that the North Dakota Code as pertains to construction of bridges upon petition of civil townships or free holders be amended to read, that the Board of County Commissioners shall only receive petitions on bridges costing over \$300.00.

## III

Resolved that a state fund be created to pay the cost of hospitalization of any and all transient persons or any other assistance to be given in any county in the state, and that hereafter such costs shall be spread over the entire state and not paid for by one county as now required by our statute.

## IV

Whereas, the percentage of tax used to pay for institutional care received at the Grafton State School, Grafton, North Dakota, and the State Sanatorium at Dunseith, was increased in 1947 and the percentage for institutional care for the State Hospital at Jamestown was increased in 1949. Now, therefore, be it resolved, that 66% percent instead of 36 percent of the liquor tax now received, be credited to and used by the state in payment of all institutional care in the state of North Dakota.

## V

Resolved that due to the higher cost of everything purchased by the Board of County Commissioners that said Boards hereafter be authorized to purchase all equipment needed up to the sum of \$500.00 without advertising for bids. And anything to be bought on bids, be bought with only two publications instead of four publications.

## VI

Resolved that the U. S. Senators and U. S. Congressmen be advised of the threat of a grasshopper infestation of this state in the coming spring, and that they, our representatives, ask for Federal assistance and help in the controlling of such grasshopper infestation. Further, and a copy of this resolution be sent to each member in Congress.

## VII

Resolved, that this body go on record as abolishing the 10% bonus for re-districting now allowed County Superintendents.

## VIII

Resolved that the Clerk of District Court be directed to handle the Vital Statistics without cost to the County, as this is a normal function of his office.

## IX

Resolved that the Legislature be requested to change the

filing of a deed in the Register of Deeds office from \$1.25 to \$2.50 for same service, for the simple reason much additional filing of oil leases, etc.

## X

Resolved, by the body here assembled at the County Commissioners Convention of the State of North Dakota at Mandan, North Dakota, that the legislature of our state be encouraged and requested to enact legislation providing for the erection and operation of a State Radio Broadcasting System such as that recommended by the North Dakota Peace Officers Association, whereby matters pertaining to law enforcement and other state business, state emergencies, and civil defense information may be transmitted to our people as rapidly and as efficiently as possible.

## XI

Resolved, that Chapter 125 of the 1947 Session Laws be amended and re-enacted for a 5-year period so that the County Commissioners of any county of the State of North Dakota may be permitted to erect a memorial or memorials in commemoration of the people of the county who rendered service in World War 1 or 2.

## XII

Resolved, that suitable legislation be enacted so that the counties in the State of North Dakota shall have a lien on any and all real or personal property owned by the parent or parents whose children receive aid under the social security law, also known as the Aid to Dependent Children; that the counties shall also have a lien upon any and all property owned by persons receiving assistance under that portion of the act providing for aid to people who are permanently and totally disabled; Be it Further Resolved, that suitable legislation be enacted clarifying Chapter 198 of the North Dakota Session Laws for the year 1949 so that counties of the State of North Dakota shall be reimbursed for institutional aid with particular reference to property held as joint tenants and not as tenants in common. Be it further resolved that suitable legislation be enacted that would authorize counties to be reimbursed for institutional care furnished to inmates of the North Dakota State Hospital at Jamestown, and the North Dakota State School at Grafton, when the owners of the property have been declared incompetent and have been in state institutions for the period of at least three years and cannot be cured.

## XIII

Resolved that this body favor the reenactment of the Sales Tax.

## XIV

Resolved that we are in favor of an additional one cent non-refundable Motor Fuel Tax to be allocated back to the counties for highway purposes.

Resolved that a copy of these resolutions be presented to the legislature and the Governor.

## RESOLUTIONS COMMITTEE:

TONY LILL, Chairman  
 W. E. BAYLEY  
 MIKE GERVING  
 BENNIE O. DAHL  
 LEWIS ODLAND

Senator Sauer presented a resolution from the Township Officers Association of Barnes County, North Dakota, requesting that the Township meetings be changed from "ten o'clock A.M. to five o'clock P.M." to "two o'clock P.M. to five o'clock P.M.", which resolution was referred to the Committee on Political Subdivisions.

#### REPORTS OF STANDING COMMITTEES

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 4 strike out the figure \$358,300.00 and insert the figure \$328,300.00 in lieu thereof.

In line 10 after the words "Salaries & Wages" strike out the colon and insert the figure \$220,000.00.

Strike out all of lines 11 and 12 and renumber the lines accordingly.

In line 14 strike out the figure \$30,500.00 and insert the figure \$35,000.00 in lieu thereof.

Strike out all of lines 32 and 33 and insert the following:  
1. Materials and Labor for Laundry Building \$15,000.00, in lieu thereof and renumber the lines accordingly.

In line 38 strike out the figure \$3,500.00 and insert the figure \$4,000.00 in lieu thereof.

In line 44 for the total strike out the figure \$408,300.00 and insert the figure \$378,300.00 in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 20, 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 Appropriations to whom was referred Senate Bill No. 78, 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 Appropriations to whom was referred Senate Bill No. 82, 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.

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to Senate Bill No. 50 be adopted, which motion prevailed.

## FIRST READING OF SENATE BILLS

Senators Nelson, Olson, Haag and Reinke introduced:

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 26-2211 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to State Hail Insurance and Crops Insurable Thereunder, Dates When Coverage on Insured Crops Commences and Terminates.

Was read the first time and referred to the Committee on Industry and Business.

Senators Nelson, Olson, Haag and Reinke introduced:

Senate Bill No. 87. A Bill for an Act to Amend and Re-enact Section 26-2223 of the North Dakota Revised Code of 1943, Relating to the Amount of Hail Insurance Indemnity and When Losses Allowed.

Was read the first time and referred to the Committee on Industry and Business.

Senators Strand, Krenz, Olson and Torno introduced:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Section 39-1209 and to Repeal Section 39-1208 of the North Dakota Revised Code of 1943, Relating to Punishments for Violations of the Size and Weight Restrictions on Motor Vehicles.

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

Senator Morgan introduced:

Senate Concurrent Resolution "C." A Concurrent Resolution Commending and Congratulating the Grafton Municipal Parade Band for Its Appearance in the Annual Tournament of Roses Parade at Pasadena, California, January 1, 1951.

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

## FIRST READING OF HOUSE BILLS

House Bill No. 508. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

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

House Bill No. 511. A Bill for an Act Making an Appropriation for the Care of Feeble-Minded Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

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

House Bill No. 512. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

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

House Bill No. 513. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Equipment, New Buildings and Special Projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

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

House Bill No. 515. A Bill for an Act Making an Appropriation for the Payment of the Premiums for Boys' and Girls' Club Work at County Achievement Fairs; and Providing the Manner of Disbursing Such Funds and Making Reports.

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

House Bill No. 522. A Bill for an Act Making an Appropriation for the Payment of Expenses of Delegates to National Conventions of Political Parties Recognized as Such by the Laws of the State of North Dakota.

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

### SECOND READING OF SENATE BILLS

Senate Bill No. 62.

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, 9; absent and not voting, 10.

Those voting in the affirmative were:

Bilden	Haag	Sauer
Bjorlie	Kamrath	Schoeder
Bridston	Klusmann	Schrock
Day	Krenz	Solberg
Dewing	Kusler	Streibel
Duffy	Morgan	Thomas
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Freed	Reinke	Welander
Geelan	Sandness	Work

Those voting in the negative were:

Blume	Luick	Rue
Dahl	Nelson	Spiekermeier
Fraser	Page	Stucke

Absent and not voting:

Anderson	Leno	Shure
Baeverstad	Nordhougen	Strand
Coghlan	Pyle	Torno
Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 63.

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, 19; absent and not voting, 6.

Those voting in the affirmative were:

Bilden	Freed	Sandness
Bjorlie	Kamrath	Sauer
Blume	Krenz	Shure
Bridston	Morgan	Spiekermeier
Day	Olson	Strand



Dewing	Page	Thomas
Feton	Reinke	Welander
Foss	Rue	Work

Those voting in the negative were:

Dahl	Kusler	Solberg
Duffy	Luick	Streibel
Fraser	Nelson	Stucke
Geelan	O'Brien	Torno
Haag	Schoeder	Troxel
Klusmann	Schrock	Wahlund

Absent and not voting:

Anderson	Knudson	Nordhougen
Baeverstad	Leno	Pyle
Coghlan		

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 84.

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, 2; absent and not voting, 6.

Those voting in the affirmative were:

Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Spiekemeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag	Sauer	

Those voting in the negative were:

Morgan	Solberg
--------	---------

Absent and not voting:

Anderson	Coghlan	Nordhougen
Baeverstad	Knudson	Pyle

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Streibel moved that Senate Bill No. 85 be laid over until printed, which motion prevailed.

Senator Day requested that the Senate be on the sixth order of business, which request was granted.

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to Senate Resolution No. 1 be adopted, which motion prevailed.

Senator Dahl moved that Senate Resolution No. 1 be amended as follows:

By striking line four and five from the Resolution and renumbering the lines accordingly.

Senator Rue moved that the Senate Resolution No. 1 be re-referred back to the Committee on Judiciary, which motion was lost.

Senator Geelan made a substitute motion that Senate Resolution No. 1 be amended as follows:

By changing the order of Sections 1 and 2 to make Section 2 number 1 and make Section 1 number 2, and add the following words: "if it is deemed advisable by the Congress."

#### ROLL CALL

The question being on the substitute motion of Senator Geelan to amend Senate Resolution No. 1, the roll was called and there were ayes, 15; nays, 27; absent and not voting, 7.

Those voting in the affirmative were:

Bilden	Fraser	Reinke
Blume	Freed	Rue
Bridston	Geelan	Sauer
Dahl	Morgan	Strand
Duffy	O'Brien	Welander

Those voting in the negative were:

Bjorlie	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Nelson	Streibel
Feton	Olson	Stucke
Foss	Page	Thomas
Haag	Sandness	Torno
Klusmann	Schoeder	Troxel
Krenz	Schrock	Wahlund
Kusler	Shure	Work

Absent and not voting:

Anderson	Kamrath	Nordhougen
Baeverstad	Knudson	Pyle
Coghlan		

So the substitute motion of Senator Geelan to amend Senate Resolution No. 1 was declared lost.

Senator Rue moved that the amendment to Senate Resolution No. 1 be amended as follows:

In paragraph 6 strike out the following: "a policy which dissipates American lives and resources in tilting at many windmills, instead of concentrating them for the effective defense of the peace of the world." and inserting a period after the word "encountered," which motion prevailed.

The question was on the motion of Senator Dahl to amend Senate Resolution No. 1 as follows:

By striking out lines 4 and 5 and renumbering the lines accordingly," which motion was lost.

Senator Day moved that Senate Resolution No. 1 be amended as follows:

In line 13, strike out the words "home based offensive" and insert in lieu thereof the word "effective," and on the same line strike out the words "if needed" and the semicolon and insert in lieu thereof the following language: "when the safety of our nation is imperiled," which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Resolution No. 1 be considered properly reengrossed and placed upon second reading and final passage, as amended, which motion prevailed.

Senator Troxel: It is easy for us sitting here in a nice comfortable room to look lightly at a resolution like this. If some of our news commentators, the members of the U.N., and some of our military minded men were required to spend a few days and nights on the bleak, bitter cold battle fields of Korea there would be action right quick to end the conflict there and get back home.

There isn't any question as to how the boys in Korea would vote on this resolution and they are the ones I am thinking about.

Any member of this body voting against this resolution should be willing and required to get right out there on the battle field and take his place in the front line and make cannon fodder out of himself. Every night when I offer a prayer for those poor fellows the words that almost become a nightmare are why? why? why?

### SECOND READING OF SENATE BILLS

Senate Resolution No. 1.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Bilden	Krenz	Shure
Bjorlie	Kusler	Solberg
Day	Leno	Spiekermeier
Dewing	Luick	Strand
Duffy	Nelson	Streibel
Feton	Olson	Stucke
Foss	Page	Thomas
Fraser	Reinke	Torno
Freed	Rue	Troxel
Geelan	Sandness	Wahlund
Haag	Schoeder	Welander
Klusmann	Schrock	Work

Those voting in the negative were:

Blume	Dahl	O'Brien
Bridston	Morgan	

Absent and not voting:

Anderson	Kamrath	Pyle
Baeverstad	Krudson	Sauer
Coghlan	Nordhogen	

So the resolution was declared passed.

Senator Bridston: I want to make an explanation of my vote. I am going to vote against this resolution. During armed conflicts public opinion changes with the fortunes of battle. In my humble opinion no member of this body has sufficient information at his disposal to make any decision as to the movement of troops and the actual conduct of a war. I cannot vote for Senate Resolution No. 1 as long as it presumes to tell our American and United Nations commanders what to do. Without any reflection, of course, on those in this body who are voting for this resolution, I want to observe that, as written, it has the enthusiastic support of our Communist enemies throughout the world.

Senator Day: The statement of my fellow Senator from Grand Forks has been placed in the record undoubtedly with the idea of it being echoed by him at an appropriate time. I hope that the Senator who just spoke will have his remarks printed in the Journal because I want this record to show that as far as I can see I am casting my vote in favor of this resolution in support of the ideas of ex-President Hoover, Senator Taft and others mentioned by the Senator, and if they be communists, then I am a communist.

Senator Bridston: Herbert Hoover and Robert Taft have been brought into this debate. There are a good many Americans who cannot go along with Herbert Hoover's program of isolationism. I doubt very much if anyone can find in Senator Taft's statement a direct direction or even a demand for withdrawal of our troops in Korea. Senator Taft's suggestion was a matter of general policy, not intended to direct troops.

Senator Streibel moved that the remarks of Senator Page be printed in the Journal, and there being an objection to the motion, the motion was withdrawn.

Senator Morgan moved that the Senate recess until 1:30 p.m., January 13, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**ELEVENTH DAY AFTER RECESS  
AND TWELFTH DAY**

Bismarck, January 13, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Olson requested that the Senate be on the eighth order of business, which request was granted.

**MOTIONS**

Senator Olson moved that Senate Bills No. 86 and No. 87 be re-referred to the Committee on Agriculture, which motion prevailed.

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

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

W. J. TROUT, Secretary.

**TWELFTH DAY**

Bismarck, January 13, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. F. V. Tannehill, Bismarck.

Roll Call: All Senators present except Senators Anderson, Baeverstad, Bridston, Coghlan, Day, Feton, Foss, Freed, Klusmann, Knudson, Krenz, Kusler, Luick, Nordhogen, Pyle, Sauer, Schrock, Thomas, Wahlund.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

**MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, January 13, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 18

Senate Bill No. 22  
Senate Bill No. 39  
Senate Bill No. 40  
Senate Bill No. 41  
Senate Bill No. 42  
Senate Bill No. 51

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 13, 1951

Mr. President: I have the honor to transmit:

House Bill No. 502  
House Bill No. 503  
House Bill No. 507  
House Bill No. 520

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

KENNETH L. MORGAN, Chief Clerk.

MESSAGE TO THE SECRETARY OF STATE

Senate Chamber  
January 13, 1951

Honorable Thomas Hall,  
Secretary of State,  
State Capitol,  
Bismarck, North Dakota

Dear Mr. Hall:

I herewith transmit, for filing in your office, properly executed Oath of Office forms for the Senators Elect of the 32nd Legislative Assembly.

Respectfully yours,

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 50

And find the same correctly engrossed.

WALTER BLUME, Chairman.

Senator Blume 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.

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 Appropriations to whom was referred Senate Bill No. 12, 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 Appropriations to whom was referred Senate Bill No. 32, 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 Appropriations to whom was referred Senate Bill No. 83, 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 Appropriations to whom was referred House Bill No. 513, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure \$90,600.00 and insert the figure \$80,100.00 in lieu thereof.

In line 15 strike out the figure \$55,000.00 and insert the figure \$50,000.00 in lieu thereof.

In line 16 strike out the figure \$75,000.00 and insert the figure \$70,000.00 in lieu thereof.

In line 24 strike out the figure \$3,500.00 and insert the figure \$3,000.00 in lieu thereof.

In line 31 for the total strike out the figure \$172,600.00 and insert the figure \$162,100.00 in lieu thereof.

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 Sub-Committee on Joint Rules recommends that the Joint Rules of the 31st legislative assembly be adopted, except that a new rule shall be inserted between Joint Rule No. 1 and Joint Rule No. 2, which shall read as follows:

"Joint Rule 2. Whenever any bill or resolution has been amended and passed by the first house, it shall then be reprinted as amended on different colored paper unless otherwise ordered by the house in which it originates."

Change the numbering of the following rules accordingly.

For the House of Representatives:

WALTER BUBEL  
LOUIS LEET

For the Senate:

CARROLL E. DAY  
AXEL OLSON  
RILIE R. MORGAN

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 2 be adopted, which motion prevailed.

**FIRST READING OF SENATE BILLS**

The Committee on Appropriations introduced:

Senate Bill No. 89. A Bill for an Act Making an Appropriation for Conversion from Direct to Alternating Current at the State School for the Deaf, and Declaring an Emergency.

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

Senator Rue introduced:

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Section 57-4601 of the North Dakota Revised Code of 1943, Relating to Income Tax Exemptions of Persons Serving in the Armed Forces or in the Merchant Marine of the United States.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Leno, Haag and Geelan introduced:

Senate Bill No. 91. A Bill for an Act to Protect Blind or Incapacitated Pedestrians; Requiring Vehicles to Come to a Full Stop in Certain Cases; Restricting the Use of Certain Colored Canes by Other Pedestrians, and Providing a Penalty.

Was read the first time and referred to the Committee on Social Welfare.

Senator Streibel introduced:

Senate Bill No. 92. A Bill for an Act to Repeal Chapter 147 of the 1947 Session Laws, as Amended by Chapter 157 of the 1949 Session Laws, and Chapter 159 of the 1949 Session Laws, Constituting Chapter 15-53 of the 1949 Supplement, Relating to School District Reorganization.

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

Senator Streibel introduced:

Senate Bill No. 93. A Bill for an Act Authorizing Cities and Villages to Levy Certain Taxes and to Impose Certain Licenses in Addition to Those Now Permitted by Law.

Was read the first time and referred to the Committee on Political Subdivisions.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 20

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Bilden	Leno	Shure
Bjorlie	Morgan	Solberg
Blume	Nelson	Spiekermeier
Dahl	O'Brien	Streibel
Dewing	Olson	Stucke
Duffy	Page	Torno
Fraser	Reinke	Troxel
Geelan	Rue	Welanders
Haag	Sandness	Work
Kamrath		



Absent and not voting:

Anderson	Freed	Pyle
Baeverstad	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Schrock
Day	Kusler	Strand
Feton	Luick	Thomas
Foss	Nordhougen	Wahlund

So the bill passed and the title was agreed to.

Senate Bill No. 50

Was read the second time.

Senator Olson moved that Senate Bill No. 50 be laid over until Monday, which motion prevailed.

Senate Bill No. 78

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Bilden	Leno	Shure
Bjorlie	Morgan	Solberg
Blume	Nelson	Spiekermeier
Dahl	O'Brien	Streibel
Dewing	Olson	Stucke
Duffy	Page	Torno
Fraser	Reinke	Troxel
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Anderson	Freed	Pyle
Baeverstad	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Schrock
Day	Kusler	Strand
Feton	Luick	Thomas
Foss	Nordhougen	Wahlund

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 82

Was read the second time.

Senator Streibel moved that Senate Bill No. 82 be laid over until Monday, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 502. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for its Operating and Maintenance Expense, and for Indemnifying Owners of Animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund.

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

House Bill No. 503. A Bill for an Act Making an Appropriation to the State Historical Society for Salary, Clerkhire and Miscellaneous Expenses and Maintenance of State Parks.

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

House Bill No. 507. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized under Chapter 36-02 of the North Dakota Revised Code of 1943.

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

House Bill No. 520. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

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

House Bill No. 521. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors.

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

Senator Morgan moved that the Senate recess until 1:30 p.m., January 15, 1951, which motion prevailed.

W. J. TROUT, Secretary.

TWELFTH DAY AFTER RECESS  
AND FOURTEENTH DAY

Bismarck, January 15, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Streibel requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Streibel moved that the Journal be corrected as follows:

On page 71, line 40, strike out the word "lost" and insert in lieu thereof the word "carried.", which motion prevailed.

Senator Streibel moved that the Journal be corrected as follows:

On page 71, strike out lines 41 and 42, which motion prevailed.

Senator Morgan moved that the President appoint one Senator to act with a member to be appointed by the House and the State Printer to work out the details in connection with the recommendation about the printing of bills where amendments are made, which motion prevailed.

The President appointed Senator O'Brien to meet with a member from the House and the State Printer.

Senator Morgan moved that the Senate request the return of Senate Bill No. 93 from the Committee on Political Subdivisions.

Senator Streibel: In answer to Senator Morgan's objection to having Representative Lynch's name appear as my co-sponsor of Senate Bill No. 93, I have a few remarks to make that I'd like to have entered in the Journal.

When he says that it would set a precedent he is right. I might say that I'm famous in the Senate for setting precedents. Precedents that certainly could not be construed as having been in my interests.

For example in 1937 when T. H. H. Thoresen was our presiding officer I was called upon twice to preside over the Senate. Yet the Senate Journal of that year contains no record of the fact. On one other occasion I presided over the Senate one whole legislative day under Holt's regime. That day I presented the Cass County cheese to the Legislature. I thought I made a darn good speech. No entry was made. So—I have the distinction of being the only Senator

that ever served in that capacity not once but three times without receiving mention.

Now that I want to set a precedent favorable to me, the Senate is not so willing to overlook the fact. My reason for this departure is that it has in the past been customary for a Senator to appear before a House committee when his bill was up for consideration. With this in mind and knowing that Representative Lynch is a much smarter fellow than I am, I just naturally followed this course. But if there is an objection—to this procedure, even though our rules and the constitution do not forbid it—I'm not going to be insistent. Especially not because the majority floor leader, Senator Morgan, objects. He and I have so far given each other splendid cooperation. The time may come when we will differ greatly but I for my part will not bring this about for reasons of personal gain. I, therefore, second his motion.

The question was on the motion of Senator Morgan that the Senate request the return of Senate Bill No. 93 from the Committee on Political Subdivisions, which motion prevailed.

Senator Morgan moved that the rules be suspended and that the name of Rep. Lynch as sponsor of this bill be stricken out, which motion prevailed.

Senator Morgan moved that Senate Bill No. 93 be referred to the Committee on Political Subdivisions, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### FOURTEENTH DAY

Bismarck, January 15, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain, Rev. Arthur G. Hewitt, Bismarck.

Roll call: All Senators present except Senators Blume, Bridston, Knudson and Solberg.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 15, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 20

Senate Bill No. 62

Senate Bill No. 84

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

W. J. TROUT, Secretary.

MESSAGE TO THE SECRETARY OF STATE

Senate Chamber  
Bismarck, January 15, 1951

Honorable Thomas Hall,  
Secretary of State,  
State Capitol,  
Bismarck, North Dakota.

Dear Mr. Hall:

I herewith transmit, for filing in your office, properly executed Oath of Office forms for the Senate employees of the 32nd Legislative Assembly.

Respectfully yours,

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

Senator Troxel presented a resolution from The Campus School Parent Teacher Association of Minot, North Dakota, urging the Senate to increase the amount designated for Educational Services in the appropriation bill for the Minot Teachers College, which resolution was referred to the Committee on Appropriations.

Communications were read from Senator Young and Paul Revere congratulating the Senate on the adoption of Senate Resolution No. 1.

Senator Streibel moved that the communications be printed in the journal, which motion prevailed.

1951 Jan. 13 p.m. 2:27

Washington, D.C.

Hon. Ray Schnell, Lt. Governor  
North Dakota State Senate, Bismarck, N. Dak.

Congratulations on the Resolution adopted by the North Dakota State Senate regarding Korea demanding withdrawal of American troops from there. I am happy that you took this action.

I am sure it will interest you to know that at a luncheon meeting this noon attended by a number of Republican senators and Harold Stassen, many mentioned hearing this news story and approved. The occasion of the luncheon was to hear a report from Harold Stassen after his extended trip clear around the perimeter of Russia.

Hope to see all of you before your session adjourns.

Regards.

MILT YOUNG, U.S. Senator

Jan. 13, 1951

Honorable Members of the Senate:

Gentlemen:

Bravo on your adoption yesterday of the resolution demanding withdrawal of American troops from Korea and "strengthening of our continental defenses."

Bravo also on your indirect rebuke to the President for

his contention that he had authority to send troops abroad without consulting congress.

Your actions are the stuff of Americanism whose rebirth is greatly needed.

PAUL REVERE of Chicago

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 2

And find the same correctly engrossed.

WALTER BLUME, Chairman.

Senator Blume 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. 35, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in line 7 after the word rodents insert the words "in rural areas;".

Strike out all of Line 4.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 54, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure 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. 68, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 70, have had the same under consideration and recommend that the same be withdrawn at the request of the state examiner.

W. H. SHURE, Chairman.

Senator Shure 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. 72, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

## CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to House Bill No. 513 be adopted, which motion prevailed.

## FIRST READING OF SENATE BILLS

Senators Stucke, Foss and Duffy introduced:

Senate Bill No. 94. A Bill for an Act to Amend and Reenact Section 43-1502 of the North Dakota Revised Code of 1943, Relating to Exemptions under the Chapter of Pharmacists, and to Amend and Reenact Section 43-1514 of the North Dakota Revised Code of 1943, Relating to Drugs, Poisons, Medicines, Chemicals; and Who May Have the Right to Sell the Same.

Was read the first time and referred to the Committee on Social Welfare.

Senators Rue and Nordhougen introduced:

Senate Bill No. 95. A Bill for an Act to Amend and Reenact Subsection 6 of Section 26-0104 and to Repeal Section 26-0106 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Declaring an Emergency.

Was read the first time and referred to the Committee on Business and Industry.

## SECOND READING OF SENATE BILLS

Senate Bill No. 2

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, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Klusmann	Sandness
Bilden	Krenz	Sauer
Bjorlie	Kusler	Schoeder
Coghlan	Leno	Schrock
Dahl	Luick	Shure
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Anderson	Bridston	Solberg
Blume	Knudson	Strand

So the bill passed and the title was agreed to.

Senate Bill No. 11

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Blume	Knudson	Strand
Bridston	Solberg	

So the bill passed and the title was agreed to.

Senate Bill No. 12

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:

Anderson	Klusmann	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Blume	Dahl	Solberg
Bridston	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 32

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:

Anderson	Klusmann	Sauer
Baeverstad	Krenz	Schoeder



Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	
Absent and not voting:		
Blume	Dahl	Solberg
Bridston	Knudson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 50

Which has been read.

Senator Olson moved that Senate Bill No. 50 be indefinitely postponed.

#### ROLL CALL

The question being on the motion of Senator Olson to indefinitely postpone Senate Bill No. 50, the roll was called and there were ayes, 16; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Bilden	Haag	Schoeder
Coghlan	Kamrath	Schrock
Dewing	Nelson	Troxel
Fraser	Nordhougen	Wahlund
Freed	Olson	Welander
Geelan		

Those voting in the negative were:

Anderson	Leno	Sauer
Baeverstad	Luick	Shure
Bjorlie	Morgan	Spiekermeier
Day	O'Brien	Strand
Duffy	Page	Streibel
Feton	Pyle	Stucke
Foss	Reinke	Thomas
Klusmann	Rue	Torno
Krenz	Sandness	Work
Kusler		

Absent and not voting:

Blume	Dahl	Solberg
Bridston	Knudson	

So the motion was declared lost.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 50, as amended, the roll was called and there were ayes, 30; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Kusler	Schrock
Baeverstad	Leno	Shure

Bjorlie	Luick	Spiekermeier
Coghlan	Morgan	Strand
Day	O'Brien	Streibel
Duffy	Page	Stucke
Feton	Pyle	Thomas
Foss	Reinke	Torno
Klusmann	Rue	Welander
Krenz	Sandness	Work

Those voting in the negative were:

Bilden	Haag	Sauer
Dewing	Kamrath	Schoeder
Fraser	Nelson	Troxel
Freed	Nordhougen	Wahlund
Geelan	Olson	

Absent and not voting:

Blume	Dahl	Solberg
Bridston	Knudson	

So the bill passed and the title was agreed to.

Senate Bill No. 82

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Blume	Dahl	Solberg
Bridston	Knudson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 83

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:

Anderson	Krenz	Sauer
Baeverstad	Kusler	Schoeder

Bilden	Leno	Schrock
Bjorlie	Luick	Shure
Dewing	Morgan	Spiekermeier
Duffy	Nelson	Strand
Feton	Nordhougen	Streibel
Foss	O'Brien	Stucke
Fraser	Olson	Thomas
Freed	Page	Torno
Geelan	Pyle	Troxel
Haag	Reinke	Wahlund
Kamrath	Rue	Welander
Klusmann	Sandness	Work
Absent and not voting:		
Blume	Dahl	Knudson
Bridston	Day	Solberg
Coghlan		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Streibel moved that Senate Bill No. 85 be laid over until printed, which motion prevailed.

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

Senator Morgan moved that the rules be suspended and that House Bill No. 513 be placed on the calendar for final action, which motion prevailed.

House Bill No. 513

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Krenz	Sauer
Bilden	Kusler	Schoeder
Bjorlie	Leno	Schrock
Day	Luick	Shure
Dewing	Morgan	Spiekermeter
Duffy	Nelson	Strand
Feton	Nordhougen	Streibel
Foss	O'Brien	Stucke
Fraser	Olson	Thomas
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Those voting in the negative were:

Torno

Absent and not voting:

Blume	Coghlan	Knudson
Bridston	Dahl	Solberg

So the bill passed and the title was agreed to.

Senator Geelan: I would like to make an explanation of my vote on House Bill No. 513, and have the remarks printed in the Journal.

I have had to make a difficult decision. The Soldiers' Home is, as most of you know, located in my county. We in Ransom County are proud of that Home. We know and appreciate the work that it is doing for the aged and handicapped veterans of our state. Knowing that, and being convinced that the budget that had been allowed by the Budget Board was absolutely fair and honest and necessary, it wasn't easy to accept this \$10,500 cut as recommended by the Appropriations Committee.

I can appreciate too that it isn't easy for the Appropriations Committee to make these reductions. I am sure that it wasn't easy for this Committee to cut the appropriations for the School for the Deaf \$30,000, knowing that every cent could have been spent for the benefit of these handicapped citizens of ours. It must have been especially difficult for the Committee to take \$10,500 from the budget of a home for veterans, these veterans who come home old before their time and all too many of them sorely needing the Home the State has so generously provided.

Under ordinary conditions I would have considered it my duty to have argued against any reduction for the Soldiers Home; but these aren't ordinary times. These are times when all of us will have to ask ourselves time and time again "Am I justified in voting for these appropriations or could they be further reduced?" These are times when we will have to forget local pride, when we will have to reduce local needs to the point where it will hurt, when we will have to resist local pressure.

It is because of this that I feel sure that the people of Ransom County will believe it is in the interests of all the taxpayers of North Dakota to accept and adjust ourselves to these reductions. It is for these reasons that I have voted yea on this bill.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 16, 1951 which motion prevailed.

W. J. TROUT, Secretary.

FOURTEENTH DAY AFTER RECESS  
AND FIFTEENTH DAY

Bismarck, January 16, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

MOTIONS

Senator Shure moved that the House be informed that Committee Room G-1 is assigned for the Senate Committees on Finance and Taxation and State and Federal Government, which motion prevailed.

Senator Strand moved that W. J. Trout be paid for three days work in opening the session and for mileage in coming to Bismarck.

ROLL CALL

The question being on the motion of Senator Strand that W. J. Trout be paid for three days work and mileage for opening the session, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Krenz	Schrock
Bilden	Kusler	Shure
Bjorlie	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Nelson	Strand
Duffy	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann	Sauer	

Absent and not voting:

Baeverstad	Coghlan	Morgan
Blume	Dahl	Schoeder
Bridston	Knudson	

So the motion was declared carried.

Senator Anderson moved that the absent Senators be excused.

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

W. J. TROUT, Secretary.

### FIFTEENTH DAY

Bismarck, January 16, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. A. E. Smith, Bismarck.

Roll Call: All Senators present except Senators Blume, Bridston and Dahl.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

### COMMUNICATIONS

Senator Torno presented a communication signed by the secretary and ten members of the Good Neighbor Club, a homemakers club of McHenry County, urging the Senate to aid in securing funds from the State Legislature to erect and equip a building at our Agricultural College at Fargo for the study of home economics, which communication was referred to the Committee on Appropriations.

### REPORT OF STANDING COMMITTEES

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.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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 do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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 do pass.

RILIE R. MORGAN, Vice-Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 34, have had the same under consideration and recommend that the same be amended as follows:

In line 25, strike out the bracket

In line 28, strike out words, "not more than" and insert in lieu thereof, "shall receive"

In line 30, insert bracket before figure 2

And when so amended recommend the same do pass.

MILTON RUE, Vice-Chairman.

Senator Rue 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. 36, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 37, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 60, have had the same under consideration and recommend that the same do pass.

MILTON RUE, Vice-Chairman.

Senator Rue 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. 79, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 89, have had the same under consideration and recommend that the same be amended as follows:

In line 5 strike out the first two words "power plant" and insert in lieu thereof the words "electrical equipment".

And when so amended recommend the same do pass.

RILIE R. MORGAN, Vice-Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Troxel moved that the amendments to Senate Bill No. 35 be adopted, which motion prevailed.

#### MOTIONS

Senator Thomas moved that the President appoint a committee of three for the purpose of arranging for an official photographer for the Senate of the Thirty-second Legislative Assembly, which motion prevailed.

The President appointed as such Committee Senators Thomas, Klusmann and Bjorlie.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 16, 1951

Mr. Speaker: I have been requested to notify you of the action taken by the Senate on the fourteenth day after recess, at which time the following motion was made, seconded and carried:

Senator Shure moved that the House be informed that Committee Room G-1 is assigned for the Senate Committees on Finance and Taxation and State and Federal Government.

Kindly notify the members of the House of Representatives to please refrain from using Committee Room G-1.

Yours very truly,  
W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 16, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2  
Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 32  
Senate Bill No. 50  
Senate Bill No. 78  
Senate Bill No. 82  
Senate Bill No. 83

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 537

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

KENNETH L. MORGAN, Chief Clerk.

FIRST READING OF SENATE BILLS

Senator Coghlan by request introduced:

Senate Bill No. 96. A Bill for an Act Requiring All Persons Purchasing Intoxicating Liquors at Retail in This State to Procure a Permit and Forbidding Sale by Retailers to One Without a Permit, Fixing the Charge for Same and Providing a Penalty for Noncompliance.

Was read the first time and referred to the Committee on Social Welfare.

Senator Fraser introduced:

Senate Bill No. 97. A Bill for an Act Authorizing the State Board of Higher Education to Sell and Convey Lots One Hundred and Eighteen and One Hundred and Nineteen, Lake Metigoshe Park, Township 164 North, Range 75 West, and Declaring an Emergency.



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

Senators Day, Knudson, Shure and Duffy introduced:

Senate Bill No. 98. A Bill for an Act to Amend and Reenact Sections 27-0202 and 27-0503 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of Judges of the Supreme Court and District Courts.

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

Senators Shure, Feton, Morgan, Rue, Day, Geelan, Duffy, Bridston, Schrock, Sandness and Pyle introduced:

Senate Bill No. 99. A Bill for an Act to Provide Public Revenue to Be Used for the Maintenance of City and Village Governments by Imposing Separate and Additional Taxes upon All Sales at Wholesale of Alcoholic Beverages, Other than Malt Beverages, Containing More than Four Percent of Alcohol by Weight; to Provide for the Collection of Such Taxes and the Distribution and Use of the Revenue Derived Therefrom; to Prohibit Tax Avoidance; Providing a Penalty and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Anderson, Morgan, Nordhougen and Duffy introduced:

Senate Bill No. 100. A Bill for an Act to Amend and Reenact Sections 24-0204, 39-0201 and 39-0203 of the North Dakota Revised Code of 1943, Relating to the Registrar of Motor Vehicles.

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

## SECOND READING OF SENATE BILLS

Senate Bill No. 54

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:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Coghlan	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Strand
Duffy	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Blume                      Bridston                      Dahl

So the bill passed and the title was agreed to.

Senate Bill No. 68

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, 5; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Coghlan	Kusler	Solberg
Day	Leno	Spiekermeier
Dewing	Luick	Strand
Feton	Nelson	Streibel
Foss	Nordhougen	Thomas
Fraser	O'Brien	Torno
Freed	Olson	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Work

Those voting in the negative were:

Duffy	Page	Welander
Morgan	Sandness	

Absent and not voting:

Blume	Dahl	Stucke
Bridston	Schoeder	

So the bill passed and the title was agreed to.

Senate Bill No. 72

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Coghlan	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Those voting in the negative were:

Olson	Solberg
-------	---------

Absent and not voting:

Blume                      Bridston                      Dahl

So the bill passed and the title was agreed to.

#### FIRST READING OF HOUSE BILLS

House Bill No. 537. A Bill for an Act Relating to Contribution among Tortfeasors, Providing for Release of Tortfeasors, Procedure Enabling Recovery of Contribution, and Making Uniform the Law With Reference Thereto.

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

Senator Streibel requested that the Senate be on the fourth order of business, which request was granted.

#### COMMUNICATIONS

A telegram was presented from J. C. Holbert, Denver, Colorado, to the Lieutenant Governor, Ray Schnell.

Senator Streibel requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Streibel moved that the communication be printed in the Journal, which motion prevailed.

1951 Jan. 15 a.m. 9:39

Lieutenant Governor Ray Schnell  
Bismarck, N. Dak.

Wiring to secure confirmation concerning judging Iowa hereford show. Been worried since telephone conversation.

You will recall at your North Dakota cattleman's meeting last spring I informed you that you were unanimously selected to be the judge in 1951, ninety seven of our leading breeders have consigned 337 head largest state association show and sale in the U. S. Iowa breeders will be disappointed if you cannot come. Iowa feeds more North Dakota cattle than any other state. The three times you appeared on the Iowa beef producers program and twice before on the program of the Iowa Hereford Association you have made friends for North Dakota cattlemen. If you cannot come must secure another judge now. Wire Brown Palace Hotel.

J. C. HOLBERT

Senator Streibel: In view of the fact that this is quite an honor, and I deem it quite an honor, and as long as we have the President Pro Tem, I would like to make the motion that the Senatê give to the President of the Senate a leave of absence for one day or as much longer as necessary, which motion prevailed.

Senator Morgan moved that the Senate do now recess, until 1:30 p.m., January 17, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTEENTH DAY AFTER RECESS  
AND SIXTEENTH DAY

Bismarck, January 17, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken,  
the President presiding.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 16, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 513

Which the Senate has amended.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 17, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B"

Which the House has passed and your favorable consid-  
eration is requested.

KENNETH L. MORGAN, Chief Clerk.

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

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

W. J. TROUT, Secretary.

SIXTEENTH DAY

Bismarck, January 17, 1951

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

Prayers by Chaplain Rev. A. E. Smith, Bismarck.

Roll Call: All Senators present except Senators Bridston  
and Olson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction  
of the Journal has carefully examined the Journal of the  
Fourteenth Day after recess and Fifteenth day and recom-  
mends that the same be corrected as follows:

Page 89, line 45 strike out the comma and add the following words "until 1:30 p.m. January 17, 1951."

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 35

And find the same correctly engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 Resolution No. 1

And find the same correctly enrolled.

W. R. BLUME, Chairman.

Senator Blume 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. 38, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 55, have had the same under consideration and recommend that the same be amended as follows:

On line 15, strike out the word, "tanto" and insert the word "tanto",

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 56, have had the same under consideration and recommend that the same be amended as follows:

In line 58, after the comma following the word "deceased", strike out the words "exclusive of money and".

In line 59, after the word "dollars", change the period to a comma and insert the following: "and money not exceeding \$150.00 which shall be used for funeral expenses", and renumber the lines accordingly.

And when so amended recommend the same do pass.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 58, have had the same under consideration and recommend that the same be indefinitely postponed.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 59, have had the same under consideration and recommend that the same do pass.

OLIVER BILDEN, Chairman.

Senator Bilden 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. 75, have had the same under consideration and recommend that the same be amended as follows:

On line 17, strike out the word "individual" and insert in lieu thereof "person".

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 76, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 81, have had the same under consideration and recommend that the same be amended as follows:

On line 19, before the word "year" insert the word "one".

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 98, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Concurrent Resolution "C," have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Rue moved that the amendments to Senate Bill No. 34 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 89 be adopted, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 17, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 54

Senate Bill No. 68

Senate Bill No. 72

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

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 17, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill 513.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF SELECT COMMITTEES

Senator O'Brien: Your special committee named to join with a like committee from the House for the purpose of consulting with the Conrad Printing Company regarding arranging for the operation of Joint Rule No. 2 regarding reprinting of amended bills on different colored paper has completed its assignment.

The committee agreed that 300 such bills be reprinted unless otherwise ordered by the House or Senate. Although a specified reduction in contract price was agreed to by the committee and the Conrad Printing Company, it is nevertheless recommended that all committees handling bills, in the interest of economy, suggest that bills be not reprinted in all cases where amendments are not lengthy or complex in nature.

Senator O'Brien moved that the report be adopted, which motion prevailed.

#### FIRST READING OF SENATE BILLS

The Committee on Education introduced:

Senate Bill No. 101. A Bill for an Act to Amend and Reenact Subdivision of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement Annuities for Teachers Under the Teachers Insurance and Retirement Fund, and Declaring an Emergency.

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

Senators Baeverstad, Work and Nordhougen introduced:

Senate Bill No. 102. A Bill for an Act to Amend and Reenact Section 24-02192 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Reconstruction Work on Secondary State Highways and Declaring an Emergency.

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

Senator Day introduced:

Senate Bill No. 103. A Bill for an Act to Amend and Reenact Section 52-0921 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Refunds From the State Old Age Survivor Insurance Trust Fund.

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

Senators Day, Duffy, Klusmann, Knudson, Morgan, Rue and Shure introduced:

Senate Bill No. 104. A Bill for an Act Assessing and Levying Upon All Users of Motor Vehicle Fuel, a Special Tax of One Cent Per Gallon on Motor Vehicle Fuels Used by Them, in Addition to All Other Taxes Now Imposed, and Appropriating Proceeds of Such Special Tax to the State Highway Department Construction Fund for the Construction and Reconstruction of State Highways, Making Certain Provisions of Chapter 57-41 of the North Dakota Revised Code of 1943 Applicable to Said Special License Tax, and Providing a Penalty.

Was read the first time and referred to the Committee on Finance and Taxation.

Senator Olson introduced:

Senate Bill No. 105. A Bill for an Act to Amend and Reenact Section 19-0230 of the North Dakota Revised Code of 1943, Relating to the Suspension of the Requirement Provisions of Title 19 of the North Dakota Revised Code of 1943 and Amendments Thereto.

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

Senators Baeverstad, Strand and Geelan introduced:

Senate Bill No. 106. A Bill for an Act to Amend and Reenact Sections 15-5318 and 15-5320 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Elections on School District Reorganization Plans.

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

Senator Coghlan introduced:

Senate Bill No. 107. A Bill for an Act to Amend and Reenact Subsection 4 of Section 21-0301 of the North Dakota Revised Code of 1943, Defining Value of Taxable Property and Assessed Valuation in Relation to Bond Issues by Political Subdivisions.

Was read the first time and referred to the Committee on Finance and Taxation.

The Committee on Employment introduced:

Senate Concurrent Resolution "D." A Concurrent Resolution Allowing Use of the Memorial Hall for Legislative Employees' Dances.

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

Senators Foss, Stucke, O'Brien, Day, Klusmann, Geelan, Schrock, Anderson and Krenz introduced:

Senate Concurrent Resolution "E." A Concurrent Resolution Providing for the Amendment of Section 121 of Article



V of the Constitution of the State of North Dakota, Relating to Qualifications of Electors.

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

Senators Work, Nordhousen, Baeverstad, Coghlan, Fraser and Duffy introduced:

Senate Concurrent Resolution "F." A Concurrent Resolution Requesting the Interstate Commerce Commission to Take Such Action as May Be Necessary to Insure the Furnishing of adequate Boxcars for the Early Shipment of Durum Grain.

Was read the first time.

Senator Nordhousen requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Nordhousen moved that the rules be suspended and that Senate Concurrent Resolution "F" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "F."

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhousen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bridston            Olson

So the resolution was declared adopted.

#### FIRST READING OF SENATE BILL

Senator Page introduced:

Senate Resolution No. 2. A Resolution to Investigate the Expenditures from the State Hail Insurance Department Surplus Fund.

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

#### SECOND READING OF SENATE BILLS

Senate Bill No. 9

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Those voting in the negative were:

Day

Absent and not voting:

Bridston                      Olson

So the bill passed and the title was agreed to.

Senate Bill No. 30

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bridston                      Olson

So the bill passed and the title was agreed to.

Senate Bill No. 33

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekemeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Bridston	Dahl	Olson
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 35

Was read the second time.

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.

## ROLL CALL

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klausmann	Sauer
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Those voting in the negative were:

Schoeder

Absent and not voting:

Bridston	Olson
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So the bill passed and the title was agreed to.

Senate Bill No. 60

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Page	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bridston	Nelson	Olson
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 79

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	Page	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bridston	O'Brien	Olson
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So the bill passed and the title was agreed to.

Senate Bill No. 85

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welanders
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bridston            Olson

So the bill passed and the title was agreed to.

## FIRST READING OF HOUSE BILL

House Concurrent Resolution "B." A Concurrent Resolution Providing and Designating House and Senate Employees and Naming and Fixing Their Salaries.

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

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 17, 1951

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "F."

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

W. J. TROUT, Secretary.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 1.

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

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator O'Brien moved that Senate Bills No. 2 and No. 35, which have been amended and passed, be not reprinted, which motion prevailed.

Senator Morgan moved that the President of the Senate and the Secretary of the Senate be authorized and directed to write, and send to the Dickinson Chamber of Commerce, the appreciation of the members of this Senate for their

courtesy and luncheon which they provided on the occasion of our recent visit there, which motion prevailed.

Senator Page moved that Senate Resolution No. 2 be printed as a bill, which motion prevailed.

Senator Baeverstad requested that the Senate be on the fourth order of business, which request was granted.

#### COMMUNICATIONS

Senator Baeverstad presented a communication from ex-Senator Lichty of Cando, North Dakota, and the same was read from the desk.

Senator Strand requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Strand moved that the rules be suspended and that Senate Concurrent Resolution "D" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "D."

Was read the second time.

Senator Strand moved that Senate Concurrent Resolution "D" be adopted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 18, 1951, which motion prevailed.

W. J. TROUT, Secretary.

SIXTEENTH DAY AFTER RECESS  
AND SEVENTEENTH DAY

Bismarck, January 18, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Dahl moved that the House be requested to return Senate Bill No. 20, which motion prevailed.

Senator Streibel moved that the rules be suspended and that the report of the Committee on Rules be printed in the Journal and laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Rules makes the following report: That the Temporary Senate Rules be amended as follows:

In rule 28 after the words "standing committee" add the following language: "on unanimous vote of members present,".

In rule 41 strike out the figure "6" and insert in lieu thereof the figure "7" and strike out the figure "7" and insert in lieu thereof the figure "8".

At the end of rule 7 strike out the period, insert a comma and add the following language: "except that the standing committee on employment may assign employees to their several duties, and may discharge any employee at any time with or without compensation."

And when so amended recommend that the same be adopted as the permanent Rules of the Senate.

R. M. STREIBEL, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 1

Was delivered to the Secretary of State for his approval at the hour of 11:45 a.m. o'clock, Jan. 18, 1951.

WALTER BLUME, Chairman.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 18, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 20.

W. J. TROUT, Secretary.

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

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

W. J. TROUT, Secretary.

## SEVENTEENTH DAY

Bismarck, January 18, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. Isaac Scherpenisse, Mandan.

Roll call: All Senators present except Senators Bilden, Bridston, and Knudson.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 34

Senate Bill No. 89

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 be amended as follows:

Strike out all of lines 2 and 3 and the first two words in line 4 and renumber the lines accordingly.

Strike out all of lines 67 and 68 and renumber the lines accordingly.

In line 69 for the total strike out the figure \$786,425.00 and insert the figure \$578,425.00 in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 10, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$1,834,300.00 and insert the figure \$2,334,300.00 in lieu thereof.

In line 13 strike out the figure \$1,000,000.00 and insert the figure \$1,500,000.00 in lieu thereof.

In line 43 for the total strike out the figure \$1,834,300.00 and insert the figure \$2,334,300.00 in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 23, have had the same under consideration and recommend that the same be indefinitely postponed.

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 Agriculture to whom was referred Senate Bill No. 86, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 87, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Employment to whom was referred House Concurrent Resolution "B," have had the same under consideration and recommend that the same do pass.

EMIL STRAND, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 18, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9

Senate Bill No. 30

Senate Bill No. 33

Senate Bill No. 35

Senate Bill No. 60

Senate Bill No. 79

Senate Bill No. 85

Senate Concurrent Resolution "D"

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 18, 1951

Mr. President: I have the honor to transmit:

House Bill No. 534

House Bill No. 555

House Bill No. 575

House Bill No. 589

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

KENNETH L. MORGAN, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 55 be adopted, which motion prevailed.

Senator Stucke moved that the amendments to Senate Bill No. 56 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 75 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 81 be adopted, which motion prevailed.

MOTIONS

Senator Morgan moved that none of the bills that have been amended today be reprinted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Nordhousen and Page introduced:

Senate Bill No. 108. A Bill for an Act to Amend and Reenact Subsection M of Section 52-0920 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Coverage Under the State Old Age and Survivors Insurance System.

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

Senators Schrock, Geelan, Baeverstad and Feton introduced:

Senate Bill No. 109. A Bill for an Act Relating to City or Village Levies of Not to Exceed Two Mills for Fire Department Equipment Reserve Funds, and Providing for Approval of Such Levy by the Electors.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Schoeder, Freed, Reinke and Pyle introduced:

Senate Bill No. 110. A Bill for an Act to Amend and Reenact Section 12-2115 of the North Dakota Revised Code of 1943, Relating to Acts of Sabbath Breaking.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 34

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Krenz	Shure
Coghlan	Kusler	Solberg
Dahl	Leno	Spiekermeier
Day	Luick	Streibel
Dewing	O'Brien	Stucke
Duffy	Olson	Thomas
Feton	Page	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work

Absent and not voting:

Bilden	Morgan	Nordhougen
Bridston	Nelson	Strand
Knudson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 38

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, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Bjorlie	Leno	Schoeder
Coghlan	Luick	Shure
Dahl	O'Brien	Spiekermeier
Day	Page	Stucke
Foss	Pyle	Wahlund
Geelan	Rue	Work
Kamrath		

Those voting in the negative were:

Baeverstad	Krenz	Solberg
Blume	Kusler	Strand
Dewing	Morgan	Streibel
Duffy	Nordhougen	Thomas
Feton	Olson	Torno
Fraser	Reinke	Troxel
Freed	Sauer	Welander
Haag	Schrock	

Absent and not voting:

Bilden	Knudson	Nelson
Bridston		

So the bill was declared lost for lack of a constitutional majority.

Senator Stucke requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Stucke: We have a distinguished gentleman here today, Dr. Gerhart H. Seger, a former member of the German Reichstag. I move that the President appoint a committee of

one to escort Dr. Seger to the rostrum, which motion prevailed.

The President appointed Senator Stucke as such committee.

Dr. Seger was escorted to the rostrum by Senator Stucke, and introduced to the Senate by the President.

Dr. Seger: Mr. President, Members of the Senate, quite some years ago I was in your position when the first German Republic of Weimar had been established after World War I. It so happened that my whole family had very much to do with it inasmuch as my father was one of the co-authors and co-signers of the Weimar Constitution. As you know it went down when Hitler came in, and perhaps, since we shall, God willing, never have such an experience in the United States, I might say that the members of the legislature were actually the first ones to incur the wrath of the Nazi Regime. So without any preliminary, just a week after I had been reelected in March 1933, I was put in jail and subsequently into a concentration camp from which I managed to escape. In that concentration camp, like all the other members of the parliament opposed Hitler that were held prisoners there, I was beaten half to death. I did not like it there. Being an impatient fellow I managed to get out. Ever since I have been in the United States and have become a citizen of this country, I have tried, in newspaper work as well as in lecturing, particularly to those that like myself came over with the second section of the Mayflower, to show appreciation of what the United States has to offer. I am not talking in terms of money. I am talking in terms of the respect for the individual human being. I am talking in terms of the truly democratic spirit that prevails in this country. Just last fall I was appointed by the Department of State to conduct a study tour of German Politicians, Germans who are now starting the second German Republic, and I wish that many people in the United States could have been with me to rediscover this country through the eyes and ears of the alert young German democrats, I mean that with a small "d", to see what a real country with a representative form of government and democracy is like, and seen the enthusiasm of those young people, who are now being shown around the United States in order to learn what this means, and since this enthusiasm went to my heart, I should like to say to you, being representatives of the parliament, thank you for your hospitality, and I hope we shall all succeed in keeping the United States what it is. Thank you.

Senator Streibel moved that the remarks of Dr. Seger be printed in the Journal, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 59

Was read the second time.

Senator Day moved that Senate Bill No. 59 be indefinitely postponed, which motion prevailed.

Senate Bill No. 76

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, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Shure
Coghlan	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nordhougen	Strand
Duffy	O'Brien	Streibel
Feton	Olson	Stucke
Foss	Page	Thomas
Fraser	Pyle	Torno
Freed	Reinke	Troxel
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Those voting in the negative were:

Blume	Wahlund
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Absent and not voting:

Bilden	Dahl	Leno
Bridston	Knudson	Nelson

So the bill passed and the title was agreed to.

Senate Bill No. 89

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, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Sauer	

Absent and not voting:

Bilden	Dahl	Nelson
Bridston	Knudson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan moved that further action on Senate Bill No. 98 be postponed until the bill is printed, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "C"

Was read the second time.

Senator Morgan moved that Senate Concurrent Resolution "C" be adopted, which motion prevailed.

**MESSAGES FROM THE HOUSE**

House Chamber  
Bismarck, January 18, 1951

Mr. President: I have the honor to return:

Senate Bill No. 20

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 18, 1951

Mr. President: I have the honor to transmit:

House Bill No. 513

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

KENNETH L. MORGAN, Chief Clerk.

**MOTIONS**

Senator Dahl moved that the rules be suspended and that Senate Bill No. 20 be placed on the calendar for the purpose of reconsideration, which motion prevailed.

Senator Dahl moved that Senate Bill No. 20 be indefinitely postponed, which motion prevailed.

**FIRST READING OF HOUSE BILLS**

House Bill No. 534. A Bill for an Act Authorizing the Use of Photographic Copies of Business and Public Records as Evidence.

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

House Bill No. 555. A Bill for an Act to Amend and Re-enact Section 14-0310 of the North Dakota Revised Code of 1943, Relating to Marriage License.

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

House Bill No. 575. A Bill for an Act Relating to the Transplanting or Introducing of Fish, Fish Eggs, Game Birds, and Game Animals; Providing for Permits and Regulations, and Providing a Penalty.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 589. A Bill for an Act to Amend and Re-enact Subsection 1 of Section 31-0113 of the North Dakota Revised Code of 1943, Providing for Places Where Persons May Be Compelled to Attend as Witnesses in Civil Matters, and Declaring an Emergency.

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

**SIGNING OF BILLS**

The Secretary announced that the President was about to sign the following bill:

House Bill No. 513.

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

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator O'Brien moved that Senate Bills Nos. 34 and 38 be ~~not~~ reprinted, which motion prevailed.

Senator Dahl: We have a distinguished citizen here in the chambers and I move that the President appoint a committee of one to escort this gentleman to the rostrum, which motion prevailed.

The President appointed Senator Dahl as such committee.

A. C. Fowley was escorted to the rostrum by Senator Dahl, and was introduced to the Senate by the President, and gave a short talk.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 19, 1951, which motion prevailed.

W. J. TROUT, Secretary.

SEVENTEENTH DAY AFTER RECESS  
AND EIGHTEENTH DAY

Bismarck, January 19, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken,  
the President presiding.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 19, 1951

Mr. President: I have the honor to return:

Senate Concurrent Resolution "F"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Senator Streibel requested that the Senate be on the sixth  
order of business, which request was granted.

CONSIDERATION OF AMENDMENT

Senator Streibel moved that the report of the Standing  
Committee on Rules as printed in the Journal on page 103 be  
adopted, which motion prevailed.

Senator Streibel moved that the temporary rules, as  
amended, be adopted as the permanent rules, which motion  
prevailed.

MOTIONS

Senator Streibel moved that the Senate resolve itself into  
an Executive Session and receive a message from the Gov-  
ernor, which motion prevailed.

A message from the Governor was read by the Secretary  
requesting confirmation of the following executive appoint-  
ments:

Frank P. Whitney of Dickinson, North Dakota as a member  
of the State Board of Higher Education.

A. S. Marshall of Forbes, North Dakota, as a member of  
the State Board of Higher Education.

Lars O. Fredrickson of Pekin, North Dakota, as a member  
of the State Board of Higher Education.

John A. Graham of Bismarck, North Dakota, as State  
Examiner.

S. A. Arthur of Mandan, North Dakota, as a Trustee of  
the Soldiers Home.



Senator Streibel moved that the Senate resolve itself into a quasi committee of the whole, which motion prevailed.

The quasi committee of the whole confirmed the above appointments and made such report to the Senate. The Senate thereupon accepted such report and confirmed the above appointments.

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

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

W. J. TROUT, Secretary.

### EIGHTEENTH DAY

Bismarck, January 19, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. Isaac Scherpenisse, Mandan.

Roll Call: All Senators present except Senators Bilden, Bridston, Knudson, Nelson and Solberg.

A quorum was declared by the President.

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

On page 108, line 3, after the word "rostrum" strike out the period and insert a comma and the following words: "which motion prevailed."

On page 111, line 6, strike out the word "printed" and insert in lieu thereof the word "reprinted".

On page 111, line 9, after the word "rostrum" strike out the period and insert in lieu thereof a comma and add the following words: "which motion prevailed."

And when so corrected recommends that the same be approved.

RALPH DEWING, Acting Chairman.

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

### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 19, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 513

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 19, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 34

Senate Bill No. 76

Senate Bill No. 89

Senate Concurrent Resolution "C"

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

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 19, 1951

Mr. President: I have the honor to return:  
Senate Concurrent Resolution "D"  
Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

REPORTS OF STANDING COMMITTEES

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

- Senate Bill No. 55
- Senate Bill No. 56
- Senate Bill No. 75
- Senate Bill No. 81

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 3, have had the same under consideration and recommend that the same be amended as follows:

In line 11 after the words "Salaries & Wages" insert the figure \$86,130.00.

Strike out all of lines 12, 13 and 14, and renumber the lines accordingly.

In line 15 before "Teachers' Retirement Fund & Old" strike out the figure 4 and insert the figure 1 in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 7, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure \$524,720.00 and insert the figure \$547,220.00 in lieu thereof.

In line 11 strike out the figure \$225,000.00 and insert the figure \$230,000.00 in lieu thereof.

In line 31 strike out the figure \$2,500.00 and insert the figure \$4,000.00 in lieu thereof.

After line 41 insert the following:

- "42 New Buildings & Special Projects:
- 43 1. Reappropriation of balance in
- 44 Dormitory Building Fund for
- 45 Employee's Cottages .....\$16,000.00"

and renumber the remaining lines.

In line 61 for the total strike out the figure \$562,720.00 and insert the figure \$585,220.00 in lieu thereof.

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 Transportation to whom was referred Senate Bill No. 44, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 45, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 46, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 534, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 555, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 589, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 8 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 10 be adopted, which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Dahl, Spiekermeier, Sandness, Morgan and Thomas introduced:

Senate Bill No. 111. A Bill for an Act to Amend and Reenact Section 15-5602 of the 1949 Supplement to the North

Dakota Revised Code of 1943, Relating to Tuition for Elementary Pupils Attending School in Other Districts or Other States.

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

The Committee on Appropriations introduced:

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the Tag and Sign Plant and the Coffin Factory at the State Penitentiary. .

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

Senators Olson, Schoeder and Wahlund introduced:

Senate Bill No. 113. A Bill for an Act to Amend and Reenact Section 19-1012 of the North Dakota Revised Code of 1943 Providing for Specifications for Diesel Fuel.

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

Senator Morgan introduced:

Senate Bill No. 114. A Bill for an Act to Amend and Reenact Section 37-1807 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Salary of the Commissioner of Veterans Affairs.

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

Senators Shure, Rue and Sandness introduced:

Senate Bill No. 115. A Bill for an Act to Amend and Reenact Sections 57-3902 and 57-3925 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Sales Tax, and to Make Such Tax Part of the Permanent Law of This State.

Was read the first time and referred to the Committee on Finance and Taxation.

Senator Troxel introduced:

Senate Bill No. 116. A Bill for an Act Authorizing the Bank of North Dakota to Make Loans for the Purpose of Financing the Improvement, Expansion and Construction of Telephone Facilities.

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

## SECOND READING OF SENATE BILLS

Senate Bill No. 55

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:

Baeverstad	Krenz	Sauer
Bjorlie	Kusler	Schoeder
Blume	Leno	Schrock
Coghlan	Luick	Shure
Dahl	Morgan	Spiekermeier
Day	Nordhougen	Strand

Duffy	O'Brien	Streibel
Feton	Olson	Stucke
Fraser	Page	Thomas
Freed	Pyle	Torno
Geelan	Reinke	Troxel
Haag	Rue	Wahlund
Kamrath	Sandness	Welander
Klusmann		

Absent and not voting:

Anderson	Dewing	Nelson
Bilden	Foss	Solberg
Bridston	Knudson	Work

So the bill passed and the title was agreed to.

Senate Bill No. 56

Was read the second time.

Senator Shure moved that Senate Bill No. 56 be indefinitely postponed, which motion prevailed.

Senate Bill No. 75

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, 7; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Klusmann	Rue
Bjorlie	Krenz	Sandness
Coghlan	Leno	Sauer
Dahl	Luick	Shure
Day	Morgan	Strand
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander

Those voting in the negative were:

Blume	Schoeder	Spiekermeier
Kamrath	Schrock	Streibel
Kusler		

Absent and not voting:

Anderson	Dewing	Nelson
Bilden	Foss	Solberg
Bridston	Knudson	Work

So the bill passed and the title was agreed to.

Senate Bill No. 81

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, 3; absent and not voting, 9.

Those voting in the affirmative were:

Bjorlie	Kusler	Sauer
Blume	Leno	Schoeder

Coghlan	Luick	Schrock
Dahl	Morgan	Shure
Day	Nordhougen	Spiekermeier
Duffy	O'Brien	Strand
Feton	Olson	Stucke
Fraser	Page	Thomas
Freed	Pyle	Torno
Geelan	Reinke	Troxel
Kamrath	Rue	Wahlund
Klusmann	Sandness	Welander
Krenz		

Those voting in the negative were:

Baeverstad	Haag	Streibel
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Absent and not voting:

Anderson	Dewing	Nelson
Bilden	Foss	Solberg
Bridston	Knudson	Work

So the bill passed and the title was agreed to.

Senate Bill No. 86

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, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Klusmann	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Spiekermeier
Day	Nordhougen	Strand
Duffy	O'Brien	Streibel
Feton	Olson	Stucke
Fraser	Page	Thomas
Freed	Pyle	Torno
Geelan	Reinke	Troxel
Haag	Rue	Wahlund
Kamrath	Sandness	Welander

Absent and not voting:

Anderson	Foss	Nelson
Bilden	Knudson	Solberg
Bridston	Morgan	Work
Dewing		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 87

Was read the second time.

Senator Strand moved that Senate Bill No. 87 be amended as follows: In line 13 after the word "windrows" strike out the comma and the words: "and bound or shocked grains." and insert a period.

Senator Streibel made a substitute motion that Senate Bill No. 87 be laid over until Monday, which motion prevailed.

Senator O'Brien requested that the Senate be on the eighth order of business, which request prevailed.

#### MOTIONS

Senator O'Brien moved that none of the bills that were amended today be reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 20, 1951, which motion prevailed.

W. J. TROUT, Secretary,

EIGHTEENTH DAY AFTER RECESS  
AND NINETEENTH DAY

Bismarck, January 20, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILL

Senate Bill No. 98

Was read the second time.

Senator Day moved that Senate Bill No. 98 be laid over until Monday, which motion prevailed.

Senator Dahl requested that the Senate be on the sixth order of business, which request was granted.

CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the title to Senate Bill No. 86 be amended as follows: After the word "terminates" in the title delete the period and insert a comma and the words "and declaring an emergency.", which motion prevailed.

SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution "B"

Was read the second time.

Senator Streibel moved that House Concurrent Resolution "B" be laid over until Monday, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign the following resolutions:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

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

Senator Shure requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Shure moved that Senate Bill No. 107 be referred to the Committee on Education, which motion prevailed.

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



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

W. J. TROUT, Secretary.

#### NINETEENTH DAY

Bismarck, January 20, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. Isaac Scherpenisse, Mandan.

Roll Call: All Senators present except Senators Anderson, Bilden, Bridston, Dewing, Feton, Foss, Fraser, Freed, Klusmann, Knudson, Nelson, Sauer, Schoeder, Schrock, Solberg, Strand, Troxel, Wahlund, Welander and Work.

A quorum was declared by the President.

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

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 20, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 55  
Senate Bill No. 75  
Senate Bill No. 81

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

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 20, 1951

Mr. President: I have the honor to transmit:

House Bill No. 505  
House Bill No. 514  
House Bill No. 516  
House Bill No. 526  
House Bill No. 529  
House Bill No. 544  
House Bill No. 546  
House Bill No. 557  
House Bill No. 566  
House Bill No. 583  
House Bill No. 586  
House Bill No. 588

House Concurrent Resolution "E"  
House Concurrent Resolution "F"

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

KENNETH L. MORGAN, Chief Clerk.

## COMMUNICATIONS

A telegram was presented from Charles Bloom, Joan Place, and Milton Cohen of Chicago, congratulating the Senate on their contribution to world peace.

A telegram was presented from the Grafton Parade Band expressing the thanks of said organization for the great honor bestowed upon them by the adoption of Senate Concurrent Resolution "C."

A letter from a taxpayer was presented with reference to increase in salary of District Judges and Court Reporters.

Senator Krenz presented a communication from L. C. Butt in reference to patronage refunds and requested that the communication be read from the desk, which request was granted.

Senator Streibel requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Streibel moved that the communication from The Grafton Parade Band be printed in the Journal, which motion prevailed.

1951 Jan. 19 p.m. 5:15

Grafton, N. Dak.  
Hon. Ray Schnell, Lt. Governor  
Capitol Bldg., Bismarck, N. Dak.

Please convey to the members of the Senate of the State of North Dakota, our sincere thanks for the great honor bestowed upon us by the adoption of Senate Concurrent Resolution "C."

Grafton Parade Band, J. I. Birkeland, Director

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 8

Senate Bill No. 10

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 resolutions:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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.

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 Judiciary to whom was referred Senate Bill No. 49, have had the same under consideration and recommend that the same be amended as follows:

On line 26, strike out the words "a majority" and insert in lieu thereof "sixty percent".

On line 50 after the period strike the rest of the line and all of lines 51 to 56 inclusive.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 65, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 575, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 3 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 7 be adopted, which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Olson, Leno, Anderson and Pyle introduced:

Senate Bill No. 117. A Bill for an Act to Amend and Reenact Subsections 1, 2 and 3 of Section 39-1204 of the North Dakota Revised Code of 1943, as Amended, Relating to Width, Height, and Length Limitations on Motor Vehicles.

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

Senators Day, Leno and Shure introduced:

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Section 48-0202 of the North Dakota Revised Code of 1943, Relating to Erection, Repair, or Improvement of Buildings of Public Institutions or Political Subdivisions of the State.

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

Senators Day, Duffy, Page and Shure introduced:

Senate Bill No. 119. A Bill for an Act to Amend and Reenact Sections 2 and 3 of Chapter 206 of the 1949 Session Laws of the State of North Dakota, Pertaining to the Retirement of Supreme Court and District Court Judges, and Declaring an Emergency.

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

Senators Reinke, Olson and Troxel introduced:

Senate Bill No. 120. A Bill for an Act to Amend and Reenact Subsection 3 of Section 19-0701, 19-0702, 19-0708 and 19-0711 of the North Dakota Revised Code of 1943, Relating to the Licensing and Regulations Governing the Sale of Eggs.

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

Senators Duffy and Sandness introduced:

Senate Bill No. 121. A Bill for an Act to Amend and Reenact Subsections 1, 2, 3, and 4 of Section 6-0602, Sections 6-0606, Subsection 7 of Section 6-0612, 6-0613, 6-0626 and 6-0630 of the North Dakota Revised Code of 1943, and Sections 6-0604 and 6-0608 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Credit Unions; Providing for the Manner of Managing, the Method of the Amendment of the Certificate of Organization or By-laws, the Powers of Credit Unions, the Supervision of Credit Unions, the Duties, Election and Compensation of Officers, and Providing for Dividends, Voluntary Liquidation, and the Amount and Manner of Establishing Special Reserves for Delinquent Loans and Investments.

Was read the first time and referred to the Committee on Industry and Business.

Senators Pyle and Shure introduced:

Senate Bill No. 122. A Bill for an Act to Amend and Reenact Sections 61-1602 and 61-1615 of the 1949 Supplement to the North Dakota Revised Code of 1943, Being Sections 2 and 15 of Chapter 348 of the Session Laws of 1949, Relating to the Petitioning for the Creation of Water Conservation and Flood Control Districts, Levying of Taxes for District Expenses, and the financing of Improvements by Special Assessments; and Declaring an Emergency.

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

Senators Bjorlie, Duffy and Page introduced:

Senate Bill No. 123. A Bill for an Act to Amend and Reenact Section 3 of Chapter 215, 1945 Session Laws, Relating to Standard Fire Insurance Policies.

Was read the first time and referred to the Committee on Industry and Business.

Senators Geelan and Blume introduced:

Senate Bill No. 124. A Bill for an Act to Amend and Reenact Section 34-0113 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Time Limit for Action to Recover Overtime or Premium Pay or Penalties on Wages Required or Authorized by any Statute.

Was read the first time and referred to the Committee on Labor Relations.

## SECOND READING OF SENATE BILLS

Senate Bill No. 8

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, 27; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Baeverstad	Krenz	Pyle
Bjorlie	Kusler	Reinke
Blume	Leno	Rue
Coghlan	Luick	Shure
Day	Morgan	Spiekermeier
Duffy	Nordhougen	Streibel
Geelan	O'Brien	Stucke
Haag	Olson	Thomas
Kamrath	Page	Torno

Absent and not voting:

Anderson	Freed	Schrock
Bilden	Klusmann	Solberg
Bridston	Knudson	Strand
Dahl	Nelson	Troxel
Dewing	Sandness	Wahlund
Feton	Sauer	Welander
Foss	Schoeder	Work
Fraser		

So the bill passed and the title was agreed to.

Senate Bill No. 10

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, 0; absent and not voting, 23.

Those voting in the affirmative were:

Baeverstad	Kusler	Reinke
Bjorlie	Leno	Rue
Blume	Luick	Shure
Day	Morgan	Spiekermeier
Duffy	Nordhougen	Streibel
Geelan	O'Brien	Stucke
Haag	Olson	Thomas
Kamrath	Page	Torno
Krenz	Pyle	

Absent and not voting:

Anderson	Fraser	Schrock
Bilden	Freed	Solberg
Bridston	Klusmann	Strand
Coghlan	Knudson	Troxel
Dahl	Nelson	Wahlund
Dewing	Sandness	Welander
Feton	Sauer	Work
Foss	Schoeder	

So the bill passed and the title was agreed to.

Senator Morgan moved that Senate Bills No. 44, 45, 46, and House Bills No. 534, 555, 589 be read and further action on the same deferred until Monday, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 505. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspector and Coal Mine Safety Work.

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

House Bill No. 514. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

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

House Bill No. 516. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors. Action to Release Insane and List of New Taxable Lands.

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

House Bill No. 526. 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 first time and referred to the Committee on Appropriations.

House Bill No. 529. A Bill for an Act Making an Appropriation Out of the Highway Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Highway Patrol Branch.

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

House Bill No. 544. A Bill for an Act to Amend and Re-enact Section 27-0609 of the North Dakota Revised Code of 1943, Relating to Bailiffs of District Courts.

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

House Bill No. 546. A Bill for an Act to Amend and Re-enact Section 31-0116 of the North Dakota Revised Code of 1943, Relating to Compensation and Mileage of Witnesses.

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

House Bill No. 557. A Bill for an Act to Amend and Re-enact Section 15-2801 of the North Dakota Revised Code of 1943 and Subsection 5 of Section 15-5314 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to School Districts, and Providing for the Election at Large or by Designated Geographic Areas of the Members of the Board of Education.

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

House Bill No. 566. A Bill for an Act to Amend and Re-enact Section 4-1306 of the North Dakota Revised Code of 1943, Relating to the Poultry Improvement Board.

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

**House Bill No. 583.** A Bill for an Act Making an Appropriation to Reimburse Oliver County in the Sum of One Thousand One Hundred Forty Four Dollars and Sixty Nine Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

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

**House Bill No. 586.** A Bill for an Act to Amend and Reenact Section 39-1702 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Unsatisfied Judgment Fund, Authorizing the Investment of Moneys in the Fund and Appropriating Interest and Repayment to the Fund.

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

**House Bill No. 588.** A Bill for an Act Making an Appropriation to Reimburse Dunn County in the Sum of One Thousand One Hundred Thirteen Dollars and Twenty-five Cents, which Sum was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

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

**House Concurrent Resolution "E."** A Concurrent Resolution Providing for Janitor Service and for Engineering Service on the Electric Voting Machines.

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

**House Concurrent Resolution "F."** A Concurrent Resolution to Extend to the Officers and Men Recalled to Active Military Duty the Appreciation of the House and Senate of the Thirty-Second Legislative Assembly of the State of North Dakota.

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

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator O'Brien moved that the two bills passed today be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate recess until 1:30 p.m., January 22, 1951, which motion prevailed.

W. J. TROUT, Secretary.

NINETEENTH DAY AFTER RECESS  
AND TWENTY-FIRST DAY

Bismarck, January 22, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken,  
the President Pro Tem presiding.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 22, 1951

Mr. President: I have the honor to transmit:

House Bill No. 527  
House Bill No. 550  
House Bill No. 553  
House Concurrent Resolution 'G'

Which the House has passed and your favorable considera-  
tion is requested.

KENNETH L. MORGAN, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 44

Which has been read.

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	



Absent and not voting:

Blume	Kusler	Stucke
Coghlan	Nelson	

So the bill passed and the title was agreed to.

Senate Bill No. 45

Which has been read.

#### 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:

Anderson	Kamrath	Schoeder
Baeverstad	Klusmann	Schrock
Bilden	Knudson	Shure
Bjorlie	Krenz	Solberg
Bridston	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag	Sauer	

Absent and not voting:

Blume	Kusler	Page
Coghlan	Nelson	

So the bill passed and the title was agreed to.

Senate Bill No. 46.

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Blume	Coghlan	Nelson
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So the bill passed and the title was agreed to.

Senate Bill No. 87.

Which has been read.

Senator Strand moved that Senate Bill No. 87 be amended as follows: "In line 11, after the period, strike out the balance of the line and all of lines 12 and 13.

Senator Freed made a substitute motion that Senate Bill No. 87 be indefinitely postponed, which motion lost.

Senator Sandness moved that Senate Bill No. 87 be referred to the Committee on Agriculture.

ROLL CALL

The question being on the motion of Senator Sandness to re-refer Senate Bill No. 87 to the Committee on Agriculture, the roll was called and there were ayes, 19; nays, 28; absent and not voting, 2.

Those voting in the affirmative were:

Bridston	Klusmann	Rue
Coghlan	Krenz	Sandness
Dahl	Kusler	Sauer
Day	Luick	Strand
Duffy	Morgan	Torno
Feton	O'Brien	Work
Freed		

Those voting in the negative were:

Anderson	Knudson	Schrock
Baeverstad	Leno	Solberg
Bilden	Nelson	Spiekemeier
Bjorlie	Nordhougen	Streibel
Dewing	Olson	Stucke
Foss	Page	Thomas
Fraser	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Schoeder	Welander
Kamrath		

Absent and not voting:

Blume Shure

So the motion was declared lost.

Senator Shure moved that the Senate do now adjourn.

ROLL CALL

The question was on the motion of Senator Shure to adjourn, the roll was called and there were ayes, 6; nays, 39; absent and not voting, 4.

Those voting in the affirmative were:

Bridston	Dahl	Luick
Coghlan	Day	Schrock

Those voting in the negative were:

Baeverstad	Knudson	Sandness
Bilden	Krenz	Sauer
Bjorlie	Kusler	Schoeder
Dewing	Leno	Solberg
Duffy	Morgan	Spiekemeier
Feton	Nelson	Strand
Foss	Nordhougen	Streibel
Fraser	O'Brien	Stucke
Freed	Olson	Thomas

Geelan	Page	Torno
Haag	Pyle	Troxel
Kamrath	Reinke	Wahlund
Klusmann	Rue	Welander
Absent and not voting:		
Anderson	Shure	Work
Blume		

So the motion was declared lost.

## ROLL CALL

The question was on the motion of Senator Strand made on Friday to amend Senate Bill No. 87 as follows: In line 13 after the word "windrows" strike out the comma and the words: "and bound or shocked grains.", the roll was called and there were ayes, 11; nays, 36; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Freed	O'Brien
Bridston	Klusmann	Shure
Dahl	Krenz	Strand
Duffy	Morgan	

Those voting in the negative were:

Baeverstad	Knudson	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Sandness	Welander
Kamrath	Sauer	Work

Absent and not voting:

Blume	Rue
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So the motion was declared lost.

Senator Strand moved that Senate Bill No. 87 be amended as follows: In line 11, after the period, strike out the balance of the line and all of lines 12 and 13.

## ROLL CALL

The question was on Senator Strand's motion to amend Senate Bill No. 87, the roll was called and there were ayes, 5; nays, 43; absent and not voting, 1.

Those voting in the affirmative were:

Freed	Page	Work
Klusmann	Strand	

Those voting in the negative were:

Anderson	Kamrath	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke

Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Geelan	Rue	Welander
Haag		

Absent and not voting:

Blume

So the motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 87, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	Olson	Thomas
Duffy	Pyle	Torno
Feton	Reinke	Troxel
Foss	Rue	Wahlund
Fraser	Sandness	Welander
Geelan		

Those voting in the negative were:

Freed	Morgan	Strand
Klusmann	O'Brien	Work
Krenz	Page	

Absent and not voting:

Blume

So the bill passed and the title was agreed to.

Senator Dahl requested that the Senate be on the sixth order of business.

CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the title to Senate Bill No. 87 be amended as follows: Delete the period after the word "allowed" and add the following words: "and declaring an emergency.", which motion prevailed.

SECOND READING OF SENATE BILL

Senate Bill No. 98

Which has been read.

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock

Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Blume

So the bill passed and the title was agreed to.

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

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

W. J. TROUT, Secretary.

#### TWENTY-FIRST DAY

Bismarck, January 22, 1951

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

Senator Streibel moved that the rules be suspended and that prayers be postponed until the Chaplain arrives, which motion prevailed.

Roll Call: All Senators present except Senator Blume.

A quorum was declared by the President Pro Tem.

Prayers by Chaplain Rev. Edward Kary, Bismarck.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighteenth Day after recess and Nineteenth day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

Senator Reinke presented a communication from the Homemakers Clubs at Fairmount, North Dakota, signed by twelve members stating that they were in favor of the proposed legislative measure to provide for the education of crippled children, which communication was referred to the Committee on Education.

A communication was presented from the Menard County Farm Bureau at Petersburg, Illinois.

Senator Dewing requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dewing moved that the communication from the Menard County Farm Bureau be printed in the Journal, which motion prevailed.

**MENARD COUNTY FARM BUREAU**  
Petersburg, Illinois  
January 18, 1951

North Dakota Senate,  
Bismarck, North Dakota.

Gentlemen:

In behalf of twelve hundred farm families, I wish to state that it is very gratifying to learn that the North Dakota Senate is patriotic enough to express its good judgment in asking the Congress, and the President of the United States, to withdraw our American troops from Korea.

It shows that some of our people are true Americans, who desire to save the young men of our country, rather than see how many they can have killed in a useless war.

Very truly yours,

LLOYD W. CHALCRAFT,  
Menard Co. Farm Adviser.

**MESSAGES TO THE HOUSE**

Senate Chamber  
Bismarck, January 22, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8  
Senate Bill No. 10  
Senate Bill No. 86

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 22, 1951

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "D"  
Senate Concurrent Resolution "F"

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

W. J. TROUT, Secretary.

**REPORTS OF STANDING COMMITTEES**

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

Senate Bill No. 3  
Senate Bill No. 7  
Senate Bill No. 86

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 66, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 90, have had the same

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

Line 4 of the title, delete the words, "or in the merchant marine."

Line 6 Section 1, delete the words, "or in," and add the word "of." In the same line delete "merchant marine."

And when so amended recommend the same do pass.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 97, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 115, have had the same under consideration and recommend that the same be placed on calendar without recommendation.

W. H. SHURE, Chairman.

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

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

Strike out everything after the words "A concurrent resolution" and insert the following:

petitioning the Congress of the United States to pass legislation requiring total conscription of manpower and wealth, resulting in draft equality.

WHEREAS, war is a national catastrophe, wherein men are forced into involuntary servitude, without respect to their personal wishes, and

WHEREAS, it is unfair and undemocratic to require a part of our citizens to be forced into the service of their country, without the same and equal conditions being required of all of the people, and

WHEREAS, many men and women are required to submit to virtual dictatorship in the service, while those remaining at home are permitted the liberty and comforts of civilian life, with the advantage of amassing wealth due to the conditions arising from the situation for which others are giving their life's blood, and

WHEREAS, all patriotic Americans should share equally in defending the nation and participate equally in the sacrifices required,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN, that we do hereby petition the Congress of the United States to enact legislation which will make provision for the following moral and democratic truths.

If the Congress of the United States shall determine that the nation's security is imperiled to a degree requiring con-

scription, they shall be permitted to pass a law authorizing conscription only if, simultaneously, they shall provide legislation requiring the following:

1. Every citizen except elected legislative, judicial and administrative officials, shall be drafted and classified and placed in that position which will be to the nation's best interests.

2. Every individual shall be taxed at a rate of 100% on all income over \$25,000.00 per year.

3. Every corporation shall be taxed 100% on all profits not paid in dividends and shall be permitted no reserves.

4. All expansion of industrial facilities shall be built and owned by the government but must be sold after the emergency to the highest bidder over cost of construction.

**BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of the resolution to the North Dakota delegation in Congress.

And when so amended recommend the same be placed on the calendar without recommendation.

**KENNETH K. PYLE**, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "E" have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

**KENNETH K. PYLE**, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to Senate Bill No. 49 be adopted, which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Troxel, Geelan and Blume introduced:

Senate Bill No. 125. A Bill for an Act to Amend and Reenact Section 5-0123 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Hours of Sale of Alcoholic Beverages and Providing a Penalty for Violation Thereof.

Was read the first time and referred to the Committee on Social Welfare.

Senators Anderson, Dewing, Geelan and Reinke introduced:

Senate Bill No. 126. A Bill for an Act to Amend and Reenact Section 40-0602 of the North Dakota Revised Code of 1943, Relating to Meetings of the Governing Bodies of Cities and Villages; Requiring That Such Meetings Be Public and Providing for Publication of Official Proceedings.

Was read the first time and referred to the Committee on Political Subdivisions.

The Committee on Finance and Taxation introduced:

Senate Bill No. 127. A Bill for an Act Appropriating the Sum of Five Hundred Eighteen Thousand, Eight Hundred Dollars to the Special Fund in the State Treasury Established



for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

The Committee on Finance and Taxation introduced:

Senate Bill No. 128. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

The Committee on Finance and Taxation introduced:

Senate Bill No. 129. A Bill for an Act Appropriating Surplus Funds of the North Dakota Mill and Elevator Association to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

The Committee on Finance and Taxation introduced:

Senate Bill No. 130. A Bill for an Act Transferring Three Hundred Thousand Dollars From the Veterans' Aid Fund to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

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

## SECOND READING OF HOUSE BILLS

House Bill No. 534

Which has been read.

## 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhogen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Blume Strand

So the bill passed and the title was agreed to.

House Bill No. 555

Which has been read.

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Blume Strand

So the bill passed and the title was agreed to.

House Bill No. 589

Which has been read.

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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Blume Geelan Strand

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Concurrent Resolution "B"

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Blume	Bridston	Strand
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So the resolution was declared adopted.

#### SECOND READING OF SENATE BILL

Senate Bill No., 3

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, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Nelson	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Bjorlie	Dahl	Nordhougen
Blume	Morgan	Strand

So the bill passed and the title was agreed to.

Senator Nelson requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Nelson moved that after the reading of Senate Bills No. 7, 25, 65 and House Bill No. 575 that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President Pro Tem presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 7.

Which has been read.

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:

Anderson	Klusmann	Rue
Bilden	Krenz	Sandness
Bjorlie	Kusler	Sauer
Coghlan	Leno	Schrock
Day	Luick	Shure
Dewing	Morgan	Solberg
Duffy	Nelson	Spiekermeier
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Baeverstad	Kamrath	Strand
Blume	Knudson	Streibel
Bridston	Page	Stucke
Dahl	Schoeder	Troxel

So the bill passed and the title was agreed to.

Senate Bill No. 25.

Which has been read.

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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund

Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Blume	Kamrath	Streibel
Dahl	Strand	

So the bill passed and the title was agreed to.

Senate Bill No. 65.

#### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Blume	Kamrath	Streibel
Dahl	Strand	

So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE BILLS

House Bill No. 575.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Leno	Shure
Coghlan	Luick	Spiekermeier
Day	Morgan	Thomas
Feton	O'Brien	Torno
Foss	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Those voting in the negative were:

Dewing	Nordhougen	Solberg
Duffy	Olson	Stucke

Fraser	Rue	Troxel
Kusler	Schoeder	
Absent and not voting:		
Blume	Kamrath	Strand
Bridston	Nelson	Streibel
Dahl		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 22, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 22, 1951

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

Were delivered to the Secretary of State for his approval at the hour of 4:30 p.m. o'clock, January 22, 1951.

W. R. BLUME, Chairman.

FIRST READING OF HOUSE BILLS

House Bill No. 527. 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 first time and referred to the Committee on Appropriations.

House Bill No. 550. A Bill for an Act to Amend and Re-enact Section 39-0462 of the North Dakota Revised Code of 1943, Relating to Licensing of Used Motor Vehicles.

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

House Bill No. 553. A Bill for an Act to Amend and Re-enact Section 39-0417 of the North Dakota Revised Code of 1943, Relating to Due and Delinquent Dates for Motor Vehicle License Registering Fees.

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

House Concurrent Resolution "G." A Concurrent Resolution Commending the Organizations and Persons Responsible for the Polio Calf Sale To-Be Held on January 23, 1951,

at Mandan, North Dakota, Which Sale Is To Be Broadcast Over Five Radio Stations Within the State of North Dakota.

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

#### MOTIONS

Senator Morgan moved that the rules be suspended and that House Concurrent Resolution "G" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution "G".

Was read the second time.

Senator Klusmann moved that the rules be suspended and that House Concurrent Resolution "G" be adopted, which motion prevailed.

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator O'Brien moved that Senate Bills No. 3 and 7 be not reprinted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Shrock moved that the rules be suspended and that the amendments to Senate Concurrent Resolution "B" be adopted, which motion prevailed.

Senator Streibel requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Streibel moved that the rules be suspended and that Senate Concurrent Resolution "B" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "B."

Was read the second time.

Senator Schrock: Mr. President, Members of the Senate:

Recently thousands of our young men and women have been and are making the supreme sacrifice in the armed service, and millions more are in the process of preparation for the same. At such a time, it should not be necessary for anyone to plead for more equality in the service rendered by all American citizens, nor should it be considered unreasonable to require conscription of individual profits in excess of \$25,000. per year after business expenses and taxes are paid, as provided in this resolution.

Most of these young people have no possessions to protect except their lives. When several years and maybe all of that life may be taken from them, they can have no selfish interest in war. Not merely their profits, but the principle of all of their possessions (life) is taken in part and perhaps all from them.

If you are among those favored few, who have a profit of more than \$25,000. per year after all taxes are paid, then I ask you in the name of patriotism and honor to vote for this resolution and not ask others to sacrifice so much more than you are willing to sacrifice in this common cause. If you belong to that vast majority, who hardly break even after

the inflated expenses of business and living are paid, you should vote for this resolution, keep faith with our boys and girls, and give yourself an even break with those, who are making huge profits out of the war.

What are the reasons, which prompt the boys and girls to enter the armed service? Patriotism, duty, sense of honor, love of country and defense of principles, and last and not least, conscription. Should not we, who are too old or disabled to serve in the armed forces, have these same high principles? If we demand them to give their all, why shouldn't we at least give the best service possible and our profits exceeding \$25,000. per year?

I am not criticizing any young person for not enlisting. If 95% of them did, the government might not find it necessary to conscript the 5%. Then the 5% would be in the same favored position, as we, which would not be fair.

This idea of conscription is not new. Many of you will remember, that following World War I, this was one of the aims of the American Legion and President Roosevelt recommended a ceiling of \$25,000. on incomes. Unfortunately the effort for such legislation was not continued, but the idea then quite popular has not been forgotten by millions of people.

Permit me to quote from the weekly comments of Will Rogers in his column of June 10, 1922:

Quote: "Our Public men are speaking every day on something, but they ain't saying anything. But when Mr. Harding said that, in case of another war that capital would be drafted the same as men, he put over a thought that, if carried out, would do more to stop wars than all the International Courts and Leagues of Nations in the world.

When the Wall Street Millionaire knows that you are not only going to come into his office and take his Secretary and Clerks, but that you come in to get his dough, say Boy, there wouldn't be any war. You will hear the question, "Yes, but how would you do it?"

Say, you take a Boy's life, don't you? When you take Boys away you take everything they have in the World, that is, their life. You send them to war and part of that life you don't use you let him come back with it. Perhaps you may use all of it. Well, that's the way to do with wealth. Take all he has, give him a bare living the same as you do the Soldier. Give him the same allowance as the Soldier—all of us that stay at home. The Government should own everything we have, use what it needs to conduct the whole expenses of the war and give back what is left, if there is any, the same as you give back the Boy what he has left.

There can be no Profiteering. The Government owns everything till the war is over. Every Man, Woman and Child, from Henry Ford and John D. down, get their Dollar and a Quarter a day the same as the Soldier. The only way a man could profiteer in war like that would be raise more Children.

But, no, it will never get anywhere. The rich will say it ain't practical, and the poor will never get a chance to find out if it is or not." Unquote:

I certainly hope that no one here will have such a guilty conscience, that he will turn over his excess profits to the government. For you to be so honored for your patriotism,



would not be fair to those, who are not here today. However if all of your wealth were conscripted, you should be more happy than the young man is when his life is conscripted.

I am certain that you must all agree with the logic of this argument. I am equally certain, that if 90% of the people would voluntarily consent to this plan, you would be among the first to enlist. However, that you might respect the wishes of your constituents, I do anticipate some opposition to this resolution. Please let me remind you, that while we all desire the good will of these very influential constituents, that the best of your constituents, from the viewpoint of all out service and sacrifice, are those patriotic citizens in the armed forces, who are giving their all for us.

Senator Streibel moved that Senate Concurrent Resolution "B" be amended as follows: In the first line of Section 3, after the word "profits", strike out the words "not paid in dividends."

Senator Day moved that Senate Concurrent Resolution "B" be amended as follows: In the second line of Section 3 strike out the word "no".

Senator Streibel moved an amendment to the amendment of Senator Day as follows: In line 2 of Section 3 after the word "dividends" strike out the following: "and shall be permitted reserves."

Senator Day moved an amendment to the amendment of Senator Streibel as follows: In line 2 of section 3 strike out the word "not".

The question was on the motion of Senator Day to strike out the word "not", which motion was lost.

The question was on the motion of Senator Streibel to amend the amendment of Senator Day as follows: In line 2 of Section 3 after the word "dividends" strike out the following: "and shall be permitted reserves.", which motion was lost.

Senator Day moved that Senate Concurrent Resolution "B" be amended as follows: Strike out all of Section 3.

#### ROLL CALL

The question was on the motion of Senator Day to strike out the word "no" in the second line of section 3, the roll was called and there were ayes, 18; nays, 25; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Freed	Page
Bridston	Klusmann	Rue
Day	Knudson	Sandness
Duffy	Luick	Shure
Feton	Morgan	Strand
Foss	O'Brien	Work

Those voting in the negative were:

Bilden	Leno	Solberg
Bjorlie	Nelson	Spiekemeier
Dewing	Nordhogen	Streibel
Fraser	Olson	Stucke
Geeian	Reinke	Torno
Haag	Sauer	Troxel
Kamrath	Schoeder	Wahlund

Krenz	Schrock	Weländer
Kusler		
Absent and not voting:		
Anderson	Coghlan	Pyle
Blume	Dahl	Thomas

So the motion was declared lost.

The question was on the motion of Senator Day to strike out all of Section 3, which motion was declared lost.

The question was on the motion of Senator Streibel to amend Senate Concurrent Resolution "B" as follows: In the first line of Section 3, after the word "profits", strike out the words "not paid in dividends.", which motion was lost.

Senator Day moved that Senate Concurrent Resolution "B" be amended as follows: That the last four words of paragraph four be stricken out "over the cost of construction.", which motion prevailed.

Senator Bjorlie moved that Senate Concurrent Resolution "B" be amended as follows: In section 4 after the word "bidder" add the following: "over cost of replacement less normal depreciation.", which motion prevailed.

Senator Morgan moved that further consideration of Senate Concurrent Resolution "B" be indefinitely postponed.

Senator O'Brien made the substitute motion that Senate Concurrent Resolution "B" be re-referred to the Committee on General Affairs, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 23, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**TWENTY-FIRST DAY AFTER RECESS  
AND TWENTY-SECOND DAY**

Bismarck, January 23, 1951

The Senate convened at 1:30 p.m., the President Pro Tem presiding.

Senator Shure requested that the Senate be on the eighth order of business, which request was granted.

**MOTIONS**

Senator Shure moved that Senate Bill No. 115 be referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Shure moved that Senate Bill No. 130 be referred to the Committee on Finance and Taxation, which motion prevailed.

**MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, January 22, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G."

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

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

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

W. J. TROUT, Secretary.

**TWENTY-SECOND DAY**

Bismarck, January 23, 1951

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

Prayers by Chaplain Rev. Opie S. Rindahl, Bismarck.

Roll call: All Senators present.

A quorum was declared by the President Pro Tem.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth Day after Recess and Twenty-first Day and recommends that the same be corrected as follows:

On page 141, line 16, strike out the figure "10" and insert in lieu thereof the figure "12".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

Senator Geelan: I rise to a point of privilege. We have a former senator here. I move that the President appoint a committee of one to escort former Senator Bangert to the rostrum, which motion prevailed.

The President appointed as such committee, Senator Geelan.

Former Senator Bangert was escorted to the rostrum by Senator Geelan and addressed the Senate briefly.

#### COMMUNICATIONS

Senator Knudson presented a communication to E. T. Christianson, Attorney General, from Edmund G. Brown, Attorney General of the State of California, calling attention to the case of Brandhove v. Tenney.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

Senator Knudson moved that the communication be printed in the Journal, which motion prevailed.

1951 Jan. 23

Hon. Elmo T. Christianson  
Attorney General of North Dakota  
Bismarck, North Dakota

We have been requested by the Senate of the California Legislature to call your attention to the case of Brandhove v. Tenney, 183 Fed. (2), 121, now pending before the United States supreme court, and to its potentially serious impact upon the legislative processes of the states. The case involves a civil action for substantial damages brought under the Federal Civil Rights Act (8USCA 43, 47 (3)) against a committee of the Senate of the California Legislature, and the individual members thereof, by a person summoned to appear as a witness before that committee. In effect the court held that if the alleged motive for a particular legislative Act involves the purpose of depriving a person of rights protected by the Civil Rights Act, a cause of action is stated under the Federal Statute regardless of whether those rights are actually invaded. If affirmed, it is possible that members of state legislatures might have to defend against similar actions based on allegations that the motives of the legislators in enacting legislation was to deprive specified persons, or classes of persons, of federally protected rights. Heretofore the courts have held they cannot inquire into the motives of legislative bodies. If, upon reading cited case, you feel that the pending action is of concern to all state legislatures, we earnestly solicit your support, by way of Amicus Curiae Brief (see rule 27, paragraph 9) or otherwise, before the U. S. supreme court. Please advise by collect telegram. Further information will be furnished if requested. Hearing set February 28, 1951, our brief will be filed on February 6, 1951.

Edmund G. Brown  
Attorney General of State of California

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 49

Senate Bill No. 87

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 be amended as follows:

In line 3 strike out the figure \$553,000.00 and insert the figure \$503,000.00 in lieu thereof.

Strike out all of line 24 and renumber the remaining line.

In line 25 for the total strike out the figure \$553,000.00 and insert the figure \$503,000.00 in lieu thereof.

And when so amended recommend the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Dahl moved that the committee report on Senate Bill No. 17 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 92, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted.

Senator Streibel made a substitute motion that Senate Bill No. 92 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 106, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 112, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "A," 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 TO THE HOUSE

Senate Chamber  
Bismarck, January 23, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3  
Senate Bill No. 7  
Senate Bill No. 25  
Senate Bill No. 44  
Senate Bill No. 45  
Senate Bill No. 46  
Senate Bill No. 65  
Senate Bill No. 87  
Senate Bill No. 98

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 23, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 534  
House Bill No. 555  
House Bill No. 575  
House Bill No. 589

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, January 23, 1951

Mr. President: I have the honor to transmit:

House Bill No. 535  
House Bill No. 543  
House Bill No. 591  
House Bill No. 593

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 23, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B"

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

KENNETH L. MORGAN, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Shure moved that the amendments to Senate Bill No. 90 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators O'Brien and Spiekemeier introduced:

Senate Bill No. 131. A Bill for an Act to Amend and Reenact Section 5-0602 of the 1949 Supplement to the North Dakota Revised Code of 1943; Prohibiting Manufacturers or Wholesalers of Beer or Alcohol or Alcoholic Beverages from Subsidizing Retailers, and Declaring an Emergency.

Was read the first time and referred to the Committee on Social Welfare.

Senator Solberg by request introduced:

Senate Bill No. 132. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the Attorney General Inspector License Fund.

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

The Committee on Appropriations introduced:

Senate Bill No. 133. A Bill for an Act Making an Appropriation for the Assistance of McLean County in Meeting Expenses of Law Enforcement Arising by Reason of the Construction of the Garrison Dam.

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

Senator Knudson introduced:

Senate Bill No. 134. A Bill for an Act to Repeal Section 58-0503 of the North Dakota Revised Code of 1943, Relating to Township Officers.

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

Senator Knudson introduced:

Senate Bill No. 135. A Bill for an Act to Repeal Chapter 39-15 of the North Dakota Revised Code of 1943, Relating to the Guest Law.

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

Senators Duffy and Pyle introduced:

Senate Bill No. 136. A Bill for an Act to Amend and Reenact Section 24-1206 of the North Dakota Revised Code of 1943, Relating to Injuries to Highways or Bridges; Requiring Permission Before Injuring, and Providing a Penalty.

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

Senators Olson and Rue introduced:

Senate Bill No. 137. A Bill for an Act to Amend and Reenact Section 40-5308 of the North Dakota Revised Code of 1943, Relating to Election on Question of Dissolution of Village; When Dissolution Effective; Disposal of Property, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Olson and Rue introduced:

Senate Bill No. 138. A Bill for an Act Providing for Municipal Election to Determine Disposition of Municipal Assets Where Property Is Being Taken Under Eminent Domain or Purchase by the United States Government and to Authorize Such Governing Body to Contract with the United States Government for Replacement of Existing Improvements upon Site Determined at such Election, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator Krenz introduced:

Senate Bill No. 139. A Bill for an Act to Amend and Reenact Section 37-1003 of the North Dakota Revised Code of 1943, Relating to Powers and Duties of the Board of Armory Supervisors.

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

Senators Bridston and Rue introduced:

Senate Bill No. 140. A Bill for an Act to Amend and Reenact Section 40-2216 of the North Dakota Revised Code of 1943, Relating to Improvements to Be Paid for by Service Charges, and Declaring an Emergency.

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

Senators Bridston and Rue introduced:

Senate Bill No. 141. A Bill for an Act to Amend and Reenact Sections 40-5401, 40-5410 and 40-5411 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Gravel Surfacing City Streets.

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

Senator Reinke introduced:

Senate Bill No. 142. A Bill for an Act Relating to Non-resident Hunting License.

Was read the first time and referred to the Committee on Natural Resources.

SECOND READING OF SENATE BILLS

Senate Bill No. 49

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgarr	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 66

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, 4; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Those voting in the negative were:

Bridston	Nordhogen	Schoeder
Knudson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Troxel: While we were having a committee hearing on the firecracker bill, we had the state fire marshal, fire chief from Minot, the Commissioner of Insurance and others interested in public safety appear in defense of the bill. It was not exactly in order but it was a good time for me to call the attention, especially to the fire marshal, of a condition of vital interest to the public regarding the law now on the statute books regarding the "swinging out" of doors in public buildings or where the public congregates. Bismarck has several such buildings that could easily cause a disaster in case of a fire or panic.

Six years ago, I called the attention of the fire marshal to these conditions, but to date there hasn't been one of them, I referred to, corrected. I think it is high time something is done, even to the extent of padlocking them until they are corrected.

Senate Bill No. 97

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, 1; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand

Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Those voting in the negative were:  
Dahl

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. 535. A Bill for an Act Relating to Forestry Practices on Original Grant School Lands, Providing for Control of Such Lands by the State Forester.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 543. A Bill for an Act to Amend and Re-enact Subsection 5 of Section 23-0603 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Duty of Counties to Bury Deceased Persons.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 591. A Bill for an Act to Amend and Re-enact Section 38-0503 of the North Dakota Revised Code of 1943, Relating to Meeting of the Board of Mine Foreman Examiners.

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

House Bill No. 593. A Bill for an Act Making an Appropriation to Reimburse Williams County in the Sum of Seven Thousand Four Hundred Nine Dollars and Ninety Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

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

Senator O'Brien moved that Senate Bill No. 49 be not reprinted, which motion prevailed.

#### SIGNING OF RESOLUTION

The Secretary announced that the President Pro Tem was about to sign the following resolution:

House Concurrent Resolution "B"

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 23, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the President has signed.

W. J. TROUT, Secretary.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., January 24, 1951, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-SECOND DAY AFTER RECESS  
AND TWENTY-THIRD DAY

Bismarck, January 24, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President Pro Tem presiding.

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

W. J. TROUT, Secretary.

TWENTY-THIRD DAY

Bismarck, January 24, 1951

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

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

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

On page 156, after line 38, insert the following: Senator O'Brien moved that Senate Bill No. 49 be not reprinted, which motion prevailed.

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 24, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 49

Senate Bill No. 66

Senate Bill No. 97

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

W. J. TROUT, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, January 24, 1951

Mr. President: I have the honor to return:

Senate Bill No. 62

Senate Concurrent Resolution "C"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, January 24, 1951

Mr. President: I have the honor to transmit:

House Bill No. 568

House Bill No. 571

House Bill No. 584

House Bill No. 590

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

KENNETH L. MORGAN, Chief Clerk.

Senator Olson: I rise to a point of personal privilege and I want my remarks printed in the Journal. I am speaking about the propaganda sheet entitled "Communism in Agriculture," which was placed on our desks. I think the individual organizations or corporations that will circulate this type of propaganda, without having the courage to affix their signature to the same, place themselves in the same category as the Hit and Run Driver.

COMMUNICATIONS

Senator Reinke presented a communication from the Health and Home Homemaker's Club of Mantador, North Dakota, signed by 16 members, stating that they are interested in state aid for all schools, which communication was referred to the Committee on Education.

Senator Coghlan presented a resolution from the County Auditor of Rolette County.

Senator Coghlan requested that the above resolution be read from the desk, which request was granted.

Senator Coghlan moved that the resolution be printed in the Journal, which motion prevailed.

RESOLUTION

WHEREAS, Rolette County has situated within its boundaries the Turtle Mountain Indian Reservation, and the problems of county government as a consequence thereof are many and variegated, and

WHEREAS, these problems are both financial and administrative in nature, and are principally as follows, to-wit:  
1. Of the estimated 560,000 acres of land situated in Rolette County, 70,000 acres or 12½% thereof are lands held in trust by the United States Government for the benefit of Indian wards, such lands being non-taxable and constituting no source of revenue for the operation of county government.  
2. The expenses of the mandatory obligations of a county government imposed by the Constitution of the State of North Dakota are of necessity substantially increased due to heavier poor relief and law enforcement loads, and larger administra-

tive forces required to perform the duties of certain of the county offices, and

WHEREAS, Rolette County is thus saddled with a unique and oppressive bipolarous load, that of swollen expense and curtailed revenue, and

WHEREAS, this load is speeding Rolette County down the road to financial chaos and eventual bankruptcy, and

WHEREAS, this untenable situation is graphically illustrated by county operations during the fiscal year ending June 30th, 1950, during which period the legal 18 mill levy raised \$24,293.29 LESS than the amount required and expended for the performance of the obligations of county government, and

WHEREAS, this Board believes that these difficulties coincident to the location of an Indian Reservation within the County are not properly or equitably the liability of the County and its citizens.

THEREFORE, BE IT RESOLVED, that the Legislature of the State of North Dakota, now in session, be urged to give their studied consideration to the problems, both financial and administrative, that are a product of the foregoing conditions, with an eye to providing means of relief from the grave problems and implications inherent therein.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Speaker of the House, the President of the Senate and to each of the Rolette County representatives in the Thirty Second Session of the North Dakota Legislature.

STATE OF NORTH DAKOTA

County of Rolette

} ss.

I, Victor C. Jackson, the duly elected, qualified and acting County Auditor of the County of Rolette and State of North Dakota do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the Board of County Commissioners on the 17th day of January, 1951.

Witness my hand and official seal this 19th day of January, 1951.

VICTOR C. JACKSON  
Rolette County Auditor.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 90

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 line 4 strike out the figure \$945,900.00 and insert the figure \$965,900.00 in lieu thereof.

In line 20 strike out the figure \$190,000.00 and insert the figure \$200,000.00 in lieu thereof.

In line 23 strike out the figure \$50,000.00 and insert the figure \$60,000.00 in lieu thereof.

In line 54 for the total strike out the figure \$1,505,900.00 and insert the figure \$1,525,900.00 in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 13, 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 Judiciary to whom was referred Senate Bill No. 77, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 91, have had the same under consideration and recommend that the same do pass.

O. E. BILDEN, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 114, have had the same under consideration and recommend that the same do pass.

REINHART KRENZ, Chairman.

Senator Krenz 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.

CARROLL E. DAY, Chairman.

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

Senator Dahl moved that the proposed amendments to Senate Bill No. 17 as printed in the Journal, be amended as follows:

In line 3, strike out figure \$553,000.00 and insert in lieu thereof the figure \$528,000.00.

Reinstate line 24 and insert the figure \$25,000.00.

In line 25 for the total strike out the figure \$503,000.00 and insert the figure \$528,000.00 for the total.

And when so amended recommends the adoption of the report, which motion prevailed.

Mr. President: A Majority of your Committee on General

Affairs to whom was referred Senate Concurrent Resolution "B," have had the same under consideration and recommend that the same be amended as follows:

In lines one and two of paragraph four, strike out the words "equally."

In paragraph five, strike out everything after the word "legislation" and in lieu thereof insert "to provide for conscription of wealth as well as manpower when the nation's security is imperiled to a degree requiring conscription."

Strike out all the rest of the resolution except the last paragraph.

CARROLL E. DAY  
DUNCAN FRASER  
AGNES GEELAN  
WILLIAM KAMRATH  
WILBUR H. KLUSMAN  
HJALMER NELSON  
FRANKLIN PAGE  
WALTER TROXEL  
OSCAR WAHLUND

Mr. President: A Minority of your Committee on General Affairs to whom was referred Senate Concurrent Resolution "B," have had the same under consideration and recommend that the same be indefinitely postponed.

KENNETH K. PYLE  
P. L. FOSS  
PHILIP J. SAUER

Senator Day moved that the majority report on Senate Concurrent Resolution "B" be adopted.

Senator Pyle made a substitute motion that the report of the minority on Senate Concurrent Resolution "B" be substituted for the report of the majority, which motion was lost.

Senator Stucke moved that the amendments to Senate Concurrent Resolution "B," as amended, be printed in the Journal and laid over one legislative day, which motion prevailed.

#### SENATE CONCURRENT RESOLUTION "B"

A Concurrent Resolution Petitioning the Congress of the United States to Pass Legislation Requiring Total Conscription of Manpower and Wealth, Resulting in Draft Equality.

WHEREAS, war is a national catastrophe, wherein men are forced into involuntary servitude, without respect to their personal wishes, and

WHEREAS, it is unfair and undemocratic to require a part of our citizens to be forced into the service of their country, without the same and equal conditions being required of all of the people, and

WHEREAS, many men and women are required to submit to virtual dictatorship in the service, while those remaining at home are permitted the liberty and comforts of civilian life, with the advantage of amassing wealth due to the conditions arising from the situation for which others are giving their life's blood, and

WHEREAS, all patriotic Americans should share in defending the nation and participate in the sacrifices required,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN, that we do hereby petition the Congress of the United States to enact legislation to provide for conscription of wealth as well as manpower when the nation's security is imperiled to a degree requiring conscription.

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of the resolution to the North Dakota delegation in Congress.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 544, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 546, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

#### FIRST READING OF SENATE BILLS

Senators Morgan and Streibel at the request of the Budget Director introduced:

Senate Bill No. 143. A Bill for an Act to Amend and Reenact Chapter 54-13 and Section 54-1814 of the North Dakota Revised Code of 1943, as Amended, Relating to Examination and Audit of State Agencies.

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

Senators Morgan and Streibel at the request of the Budget Director introduced:

Senate Bill No. 144. A Bill for an Act to Amend and Reenact Section 25-0205 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Officers of the State Hospital.

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

Senators Morgan and Streibel at the request of the Budget Director introduced:

Senate Bill No. 145. A Bill for an Act to Amend and Reenact Sections 15-5304 and 15-5305 and to Repeal Section 15-5303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Reorganization of School Districts.

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

Senators Morgan and Streibel at the request of the Budget Director introduced:

Senate Bill No. 146. A Bill for an Act Relating to Use of Motor Vehicles Employed in State Service; Providing for the Pooling of Such Motor Vehicles; Authorizing the Governor to Require the Cooperation of All State Departments,



Institutions, Agencies, and Officers; and Providing for the Appointment of a Commissioner to Administer the Provisions of This Act; and Providing for the Making of Such Rules and Regulations, and Declaring an Emergency.

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

The Committee on Appropriations introduced:

Senate Bill No. 147. A Bill for an Act Making an Appropriation of \$4,000,000.00 for the Purpose of Matching Federal Funds Allocated or To Be Allocated to the State of North Dakota for the Purpose of Construction and Reconstruction of the Public Highways and Bridges Within the State.

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

Senators Fraser, Blume, Troxel, Sandness, Schoeder, Welander, Reinke and Coghlan introduced:

Senate Bill No. 148. A Bill for an Act to Amend and Reenact Section 26-2223 of the North Dakota Revised Code of 1943; Section 26-22241 and 26-2232 of the 1949 Supplement to the North Dakota Revised Code of 1943; To Repeal Section 26-2224 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to State Hail Insurance; Amount of Indemnity Coverage and Hail Insurance Indemnity Tax Levy, and Declaring an Emergency.

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

Senator Knudson by request introduced:

Senate Bill No. 149. A Bill for an Act Providing for the Sale, Manner of Sale, and Manner of Conveyance of Real Property Whenever Title Thereto Is Held in the Name of the State, Providing Limits of Application of Act and Declaring an Emergency.

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

Senator Knudson, by request, introduced:

Senate Bill No. 150. A Bill for an Act to Amend and Reenact Section 32-1704 of the North Dakota Revised Code of 1943; Relating to Actions for the Determination of Adverse Claims, and Providing That Where the State Is Designated a Party Defendant the Adverse Claim of the State Shall Be Set Forth in the Complaint.

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

Senators Knudson, Spiekermeier, Kusler and Haag introduced:

Senate Bill No. 151. A Bill for an Act Relating to the Defense of Public Peace Officers and Declaring an Emergency.

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

Senators Blume, Strand, Troxel and Torno introduced:

Senate Bill No. 152. A Bill for an Act Providing for the Foreclosure of Conditional Sale Contracts and Prohibiting Forfeiture of Buyer's Equity; Prohibiting Taking Possession

of Property Under Such Conditional Sale Contract Without Due Process of Law; Outlawing Contracts Made Contrary Thereto; Imposing Damages, Including Punitive, for Violation.

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

Senator Stucke introduced:

Senate Bill No. 153. A Bill for an Act to Amend and Reenact Section 15-2701 of the North Dakota Revised Code of 1943, Relating to the Establishment of Special School Districts in Cities, Villages or Municipalities.

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

Senators Duffy and Spiekermeier introduced:

Senate Bill No. 154. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Licensing of Retail Sales of Alcoholic Beverages and Declaring an Emergency.

Was read the first time and referred to the Committee on Social Welfare.

Senator Bridston, by request, introduced:

Senate Bill No. 155. A Bill for an Act to Provide for the Refund of Motor Vehicle Fuel Taxes Upon That Portion of Such Motor Vehicle Fuel Which Is Used in Commercial Vehicles Upon Streets of the Cities and Villages Where Such Commercial Activities Are Carried on and Not Used on Any State or Federal Aid Highway, and to Establish the Basis for Determining the Portion of Such Motor Vehicle Fuel So Used.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Bridston and Streibel introduced:

Senate Bill No. 156. A Bill for an Act to Provide for the Creation of a North Dakota State Flag Commission, Defining Its Powers and Duties.

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

## SECOND READING OF SENATE BILLS

Senate Bill No. 90.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Streibel

Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Knudson	Strand
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So the bill passed and the title was agreed to.

Senator Streibel moved that Senate Bills No. 92 and No. 106 be laid over one legislative day, which motion prevailed.

Senate Bill No. 112.

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "A."

Was read the second time.

Senator Page moved that Senate Concurrent Resolution "A" be amended as follows: After the word "and" in line 8, strike out the balance of the resolution and insert in lieu thereof "shall be located in the City of Fargo.", which motion was lost.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Fraser	Pyle
Baeverstad	Kamrath	Reinke
Bjorlie	Klusmann	Rue
Blume	Knudson	Sandness
Bridston	Krenz	Sauer
Coghlan	Luick	Shure

Dahl	Morgan	Torno
Day	Nelson	Troxel
Feton	Olson	Wahlund
Foss		

Those voting in the negative were:

Bilden	Leno	Spiekermeier
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Freed	Page	Thomas
Geelan	Schrock	Welander
Haag	Solberg	Work
Kusler		

Absent and not voting:

Schoeder	Strand
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So the resolution was declared adopted.

#### FIRST READING OF HOUSE BILLS

House Bill No. 568. A Bill for an Act to Amend and Re-enact Section 50-0907 of the North Dakota Revised Code of 1943, Relating to Aid to Dependent Children, and Providing for Investigations by the County Agency.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 571. A Bill for an Act to Amend and Re-enact Sections 50-0801, Subsections 13 and 14 of Section 50-0802, 50-0808, 50-0819 and 50-0820 of the North Dakota Revised Code of 1943, Relating to Aid to the Needy Blind.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 584. A Bill for an Act Relating to County Roads, Providing for the Adoption of Farm-to-market, and Federal Aid Road Program, and Authorizing a Levy for Matching Aid for such Program upon Approval by the Electors.

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

House Bill No. 590. A Bill for an Act to Amend and Reenact Sub-section 1 of Section 47-1801 of the North Dakota Revised Code of 1943, Defining Homesteads, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator O'Brien moved that Senate Bill No. 90 be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:45 p.m., January 25, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**TWENTY-THIRD DAY AFTER RECESS  
AND TWENTY-FOURTH DAY**

Bismarck, January 25, 1951

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

Senator Morgan: Word has just reached me that former governor Walter J. Maddock died this morning. Mr. President, I move that the Senate stand for one minute in respect to his memory and thereafter adjourn until two o'clock.

The motion of Senator Morgan prevailed and the Senate stood for one minute in respect to the memory of former Governor Walter J. Maddock.

W. J. TROUT, Secretary.

**TWENTY-FOURTH DAY**

Bismarck, January 25, 1951

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

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck. ✓

Roll Call: All Senators present.

A quorum was declared by the President.

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

On page 159, line 30, correct the spelling of the word "north", and in line 48 strike out the initial "P" and insert the initial "R".

On page 163, line 36, strike out the word "at" and insert in lieu thereof the word "by".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

**MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, January 25, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 90

Senate Bill No. 112

Senate Concurrent Resolution "A"

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

W. J. TROUT, Secretary.

### COMMUNICATIONS

A message from the Governor was presented enclosing a copy of the Yellowstone River Compact between the states of Montana, North Dakota and Wyoming, which message was referred to the Committee on State and Federal Government.

Senator Duffy requested that the Senate be on the eighth order of business, which request was granted.

Senator Duffy moved that the message from the Governor and the compact be printed in the Journal, which motion prevailed.

### MESSAGE FROM THE GOVERNOR

January 25, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

There is attached herewith a copy of the Yellowstone River Compact between the States of Montana, North Dakota and Wyoming, as finally agreed to and approved by the State Commissioners at a meeting held in Billings, Montana, December 8, 1950.

This compact is subject to your ratification or rejection as agreed to by the commissioners of the three states mentioned. Hence it cannot be amended or modified. This compact, however, does not become binding upon the three states until it has been ratified by their Legislatures and signed by their Governor.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

### YELLOWSTONE RIVER COMPACT

The State of Montana, the State of North Dakota, and the State of Wyoming, being moved by consideration of interstate comity, and desiring to remove all causes of present and future controversy between said States and between persons in one and persons in another with respect to the waters of the Yellowstone River and its tributaries, other than waters within or waters which contribute to the flow of streams within the Yellowstone National Park, and desiring to provide for an equitable division and apportionment of such waters, and to encourage the beneficial development and use thereof, acknowledging that in future projects or programs for the regulation, control and use of water in the Yellowstone River Basin the great importance of water for irrigation in the signatory States shall be recognized, have resolved to conclude a Compact as authorized under the Act of Congress of the United States of America, approved June 2, 1949 (Public Law 83, 81st Congress, First Session), for the attainment of these purposes, and to that end, through their respective governments, have named as their respective Commissioners:

**For the State of Montana:**

Fred E. Buck  
 A. W. Bradshaw  
 H. W. Bunston  
 John Herzog  
 John M. Jarussi  
 Ashton Jones  
 Chris. Josephson  
 A. Wallace Kingsbury  
 P. F. Leonard  
 Walter M. McLaughlin  
 Dave M. Manning  
 Joseph Muggli  
 Chester E. Onstad  
 Ed F. Parriott  
 R. R. Renne  
 Keith W. Trout

**For the State of North Dakota:**

I. A. Acker  
 Einar H. Dahl  
 J. J. Walsh

**For the State of Wyoming:**

L. C. Bishop  
 Earl T. Bower  
 J. Harold Cash  
 Ben F. Cochrane  
 Ernest J. Goppert  
 Richard L. Greene  
 E. C. Gwillim  
 E. J. Johnson  
 Lee E. Keith  
 N. V. Kurtz  
 Harry L. Littlefield  
 R. E. McNally  
 Will G. Metz  
 Mark N. Partridge  
 Alonzo R. Shreve  
 Charles M. Smith  
 Leonard F. Thornton  
 M. B. Walker

who, after negotiations participated in by R. J. Newell, appointed as the representative of the United States of America, have agreed upon the following articles, to-wit:

**ARTICLE I**

A. Where the name of a State is using in this Compact, as a party thereto, it shall be construed to include the individuals, corporations, partnerships, associations, districts, administrative departments, bureaus, political subdivisions, agencies, persons, permittees, appropriators, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the authority of said State.

B. Any individual, corporation, partnership, association, district, administrative department, bureau, political subdivision, agency, person, permittee, or appropriator authorized by or under the laws of a signatory State, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the

authority of said State, shall be subject to the terms of this Compact. Where the singular is used in this article, it shall be construed to include the plural.

#### ARTICLE II

A. The State of Montana, the State of North Dakota, and the State of Wyoming are hereinafter designated as "Montana," "North Dakota," and "Wyoming," respectively.

B. The terms "Commission" and "Yellowstone River Compact Commission" mean the agency created as provided herein for the administration of this Compact.

C. The term "Yellowstone River Basin" means areas in Wyoming, Montana, and North Dakota drained by the Yellowstone River and its tributaries, and includes the area in Montana known as Lake Basin, but excludes those lands lying within Yellowstone National Park.

D. The term "Yellowstone River System" means the Yellowstone River and all of its tributaries, including springs and swamps, from their sources to the mouth of the Yellowstone River near Buford, North Dakota, except those portions thereof which are within or contribute to the flow of streams within the Yellowstone National Park.

E. The term "Tributary" means any stream which in a natural state contributes to the flow of the Yellowstone River, including interstate tributaries and tributaries thereof, but excluding those which are within or contribute to the flow of streams within the Yellowstone National Park.

F. The term "Interstate Tributaries" means the Clarks Fork, Yellowstone River; the Bighorn River (except Little Bighorn River); the Tongue River; and the Powder River, whose confluences with the Yellowstone River are respectively at or near the city (or town) of Laurel, Big Horn, Miles City, and Terry, all in the State of Montana.

G. The terms "Divert" and "Diversion" mean the taking or removing of water from the Yellowstone River or any tributary thereof when the water so taken or removed is not returned directly into the channel of the Yellowstone River or of the tributary from which it is taken.

H. The term "Beneficial Use" is herein defined to be that use by which the water supply of a drainage basin is depleted when usefully employed by the activities of man.

I. The term "Domestic Use" shall mean the use of water by an individual, or by a family unit or household for drinking, cooking, laundering, sanitation and other personal comforts and necessities; and for the irrigation of a family garden or orchard not exceeding one-half acre in area.

J. The term "Stock Water Use" shall mean the use of water for livestock and poultry.

#### ARTICLE III

A. It is considered that no Commission or administrative body is necessary to administer this Compact or divide the waters of the Yellowstone River Basin as between the States of Montana and North Dakota. The provisions of this Compact, as between the States of Wyoming and Montana, shall be administered by a Commission composed of one representative from the State of Wyoming and one representative from the State of Montana, to be selected by the Governors of said States as such States may choose, and one representative



selected by the Director of the United States Geological Survey or whatever Federal agency may succeed to the functions and duties of that agency, to be appointed by him at the request of the States to sit with the Commission and who shall, when present, act as Chairman of the Commission without vote, except as herein provided.

B. The salaries and necessary expenses of each State representative shall be paid by the respective State; all other expenses incident to the administration of this Compact not borne by the United States shall be allocated to and borne one-half by the State of Wyoming and one-half by the State of Montana.

C. In addition to other powers and duties herein conferred upon the Commission and the members thereof, the jurisdiction of the Commission shall include the collection, correlation, and presentation of factual data, the maintenance of records having a bearing upon the administration of this Compact, and recommendations to such States upon matters connected with the administration of this Compact, and the Commission may employ such services and make such expenditures as reasonable and necessary within the limit of funds provided for that purpose by the respective States, and shall compile a report for each year ending September 30 and transmit it to the Governors of the signatory States on or before December 31 of each year.

D. The Secretary of the Army; the Secretary of the Interior; the Secretary of Agriculture; the Chairman, Federal Power Commission; the Secretary of Commerce, or comparable officers of whatever Federal agencies may succeed to the functions and duties of these agencies, and such other Federal officers and officers of appropriate agencies of the signatory States having services or data useful or necessary to the Compact Commission, shall cooperate, ex-officio, with the Commission in the execution of its duty in the collection, correlation, and publication of records and data necessary for the proper administration of the Compact; and these officers may perform such other services related to the Compact as may be mutually agreed upon with the Commission.

E. The Commission shall have power to formulate rules and regulations and to perform any act which they may find necessary to carry out the provisions of this Compact, and to amend such rules and regulations. All such rules and regulations shall be filed in the office of the State Engineer of each of the signatory States for public inspection.

F. In case of the failure of the representatives of Wyoming and Montana to unanimously agree on any matter necessary to the proper administration of this Compact, then the member selected by the Director of the United States Geological Survey shall have the right to vote upon the matters in disagreement and such points of disagreement shall then be decided by a majority vote of the representatives of the States of Wyoming and Montana and said member selected by the Director of the United States Geological Survey, each being entitled to one vote.

G. The Commission herein authorized shall have power to sue and be sued in its official capacity in any Federal Court of the signatory States, and may adopt and use an official seal which shall be judicially noticed.

## ARTICLE IV

The Commission shall itself, or in conjunction with other responsible agencies, cause to be established, maintained, and operated such suitable water gaging and evaporation stations as it finds necessary in connection with its duties.

## ARTICLE V

A. Appropriative rights to the beneficial uses of the water of the Yellowstone River System existing in each signatory State as of January 1, 1950, shall continue to be enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation.

B. Of the unused and unappropriated waters of the interstate tributaries of the Yellowstone River as of January 1, 1950, there is allocated to each signatory state such quantity of that water as shall be necessary to provide supplemental water supplies for the rights described in paragraph A of this Article V, such supplemental rights to be acquired and enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation, and the remainder of the unused and unappropriated water is allocated to each State for storage or direct diversions for beneficial use on new lands or for other purposes as follows:

1. Clarks Fork, Yellowstone River
  - a. To Wyoming 60%
  - To Montana 40%
  - b. The point of measurement shall be below the last diversion from Clarks Fork above Rock Creek.
2. Bighorn River (Exclusive of Little Bighorn River)
  - a. To Wyoming, 80%
  - To Montana 20%
  - b. The point of measurement shall be below the last diversion from the Bighorn River above its junction with the Yellowstone River, and the inflow of the Little Bighorn River shall be excluded from the quantity of water subject to allocation.
3. Tongue River
  - a. To Wyoming 40%
  - To Montana 60%
  - b. The point of measurement shall be below the last diversion from the Tongue River above its junction with the Yellowstone River.
4. Powder River (including the Little Powder River)
  - a. To Wyoming 42%
  - To Montana 58%
  - b. The point of measurement shall be below the last diversion from the Powder River above its junction with the Yellowstone River.

C. The quantity of water subject to the percentage allocations, in paragraph B 1, 2, 3 and 4 of this Article V, shall be determined on an annual water year basis measured from October 1st of any year through September 30th of the succeeding year. The quantity to which the percentage factors shall be applied through a given date in any water year shall be, in acre-feet, equal to the algebraic sum of:

1. The total diversions, in acre-feet, above the point of measurement, for irrigation, municipal, and industrial

uses in Wyoming and Montana developed after January 1, 1950, during the period from October 1st to that given date;

2. The net change in storage, in acre-feet, in all reservoirs in Wyoming and Montana above the point of measurement completed subsequent to January 1, 1950, during the period from October 1st to that given date;
3. The net change in storage, in acre-feet, in existing reservoirs in Wyoming and Montana above the point of measurement which is used for irrigation, municipal, and industrial purposes developed after January 1, 1950, during the period October 1st to that given date;
4. The quantity of water, in acre-feet, that passed the point of measurement in the stream during the period from October 1st to that given date;

D. All existing rights to the beneficial use of waters of the Yellowstone River in the States of Montana and North Dakota, below Intake, Montana, valid under the laws of these States as of January 1, 1950, are hereby recognized and shall be and remain unimpaired by this Compact. During the period May 1 to September 30, inclusive, of each year, lands within Montana and North Dakota shall be entitled to the beneficial use of the flow of waters of the Yellowstone River below Intake, Montana, on a proportionate basis of acreage irrigated. Waters of tributary streams, having their origin in either Montana or North Dakota, situated entirely in said respective States and flowing into the Yellowstone River below Intake, Montana, are allotted to the respective States in which situated.

E. There are hereby excluded from the provision of this Compact:

1. Existing and future domestic and stock water uses of water: PROVIDED, That the capacity of any reservoir for stock water so excluded shall not exceed 20 acre-feet;
2. Devices and facilities for the control and regulation of surface waters.

F. From time to time the Commission shall re-examine the allocations herein made and upon unanimous agreement may recommend modifications therein as are fair, just, and equitable, giving consideration among other factors to:

- Priorities of water rights;
- Acreage irrigated;
- Acreage irrigable under existing works; and
- Potentially irrigable lands.

#### ARTICLE VI

Nothing contained in this Compact shall be so construed or interpreted as to affect adversely any rights to the use of the waters of Yellowstone River and its tributaries owned by or for Indians, Indian tribes, and their reservations.

#### ARTICLE VII

A. A lower signatory State shall have the right, by compliance with the laws of an upper signatory State, except as to legislative consent, to file application for and receive permits to appropriate and use any waters in the Yellowstone

River System not specifically apportioned to or appropriated by such upper State as provided in Article V; and to construct or participate in the construction and use of any dam, storage reservoir, or diversion works in such upper State for the purpose of conserving and regulating water that may be apportioned to or appropriated by the lower State: Provided, That such right is subject to the rights of the upper State to control, regulate, and use the water apportioned to and appropriated by it: And provided further, That should an upper State elect, it may share in the use of any such facilities constructed by a lower State to the extent of its reasonable needs upon assuming or guaranteeing payment of its proportionate share of the cost of the construction, operation, and maintenance. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

B. Each claim hereafter initiated for an appropriation of water in one signatory State for use in another signatory State shall be filed in the Office of the State Engineer of the signatory State in which the water is to be diverted, and a duplicate copy of the application or notice shall be filed in the office of the State Engineer of the signatory State in Which the water is to be used.

C. Appropriations may hereafter be adjudicated in the State in which the water is diverted, and where a portion or all of the lands irrigated are in another signatory State, such adjudications shall be confirmed in that State by the proper authority. Each adjudication is to conform with the laws of the State where the water is diverted and shall be recorded in the County and State where the water is used.

D. The use of water allocated under Article V of this Compact for projects constructed after the date of this Compact by the United States of America or any of its agencies or instrumentalities, shall be charged as a use by the State in which the use is made: Provided, That such use incident to the diversion, impounding, or conveyance of water in one State for use in another shall be charged to such latter State.

#### ARTICLE VIII

A lower signatory State shall have the right to acquire in an upper State by purchase, or through exercise of the power of eminent domain, such lands, easements, and rights-of-way for the construction, operation, and maintenance of pumping plants, storage reservoirs, canals, conduits, and appurtenant works as may be required for the enjoyment of the privileges granted herein to such lower State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

#### ARTICLE IX

Should any facilities be constructed by a lower signatory State in an upper signatory State under the provisions of Article VII, the construction, operation, repairs, and replacements of such facilities shall be subject to the laws of the upper State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

## ARTICLE X

No water shall be diverted from the Yellowstone River Basin without the unanimous consent of all the signatory States. In the event water from another river basin shall be imported into the Yellowstone River Basin or transferred from one tributary basin to another by the United States of America, Montana, North Dakota, or Wyoming, or any of them jointly, the State having the right to the use of such water shall be given proper credit therefor in determining its share of the water apportioned in accordance with Article V herein.

## ARTICLE XI

The provisions of this Compact shall remain in full force and effect until amended in the same manner as it is required to be ratified to become operative as provided in Article XV.

## ARTICLE XII

This Compact may be terminated at any time by unanimous consent of the signatory States, and upon such termination all rights then established hereunder shall continue unimpaired.

## ARTICLE XIII

Nothing in this Compact shall be construed to limit or prevent any State from instituting or maintaining any action or proceeding, legal or equitable, in any Federal Court or the United States Supreme Court, for the protection of any right under this Compact or the enforcement of any of its provisions.

## ARTICLE XIV

The physical and other conditions characteristic of the Yellowstone River and peculiar to the territory drained and served thereby and to the development thereof, have actuated the signatory States in the consummation of this Compact, and none of them, nor the United States of America by its consent and approval, concedes thereby the establishment of any general principle or precedent with respect to other interstate streams.

## ARTICLE XV

This Compact shall become operative when approved by the Legislature of each of the signatory States and consented to and approved by the Congress of the United States.

## ARTICLE XVI

Nothing in this Compact shall be deemed:

(a) To impair or affect the sovereignty or jurisdiction of the United States of America in or over the area of waters affected by such compact, any rights or powers of the United States of America, its agencies, or instrumentalities, in and to the use of the waters of the Yellowstone River Basin nor its capacity to acquire rights in and to the use of said waters;

(b) To subject any property of the United States of America, its agencies, or instrumentalities to taxation by any State or subdivision thereof, nor to create an obligation on the part of the United States of America, its agencies, or instrumentalities, by reason of the acquisition, construction, or operation of any property or works of whatsoever kind, to make any payments to any State or political subdivision thereof, State agency, municipality, or entity whatsoever in reimbursement for the loss of taxes;

(c) To subject any property of the United States of America, its agencies, or instrumentalities, to the laws of any State to an extent other than the extent to which these laws would apply without regard to the Compact.

#### ARTICLE XVII

Should a Court of competent jurisdiction hold any part of this Compact to the contrary to the constitution of any signatory State or of the United States of America, all other severable provisions of this Compact shall continue in full force and effect.

#### ARTICLE XVIII

No sentence, phrase, or clause in this Compact or in any provision thereof, shall be construed or interpreted to divest any signatory State or any of the agencies or officers of such States of the jurisdiction of the water of each State as apportioned in this Compact.

IN WITNESS WHEREOF the Commissioners have signed this Compact in quadruplicate original, one of which shall be filed in the archives of the Department of State of the United States of America and shall be deemed the authoritative original, and of which a duly certified copy shall be forwarded to the Governor of each signatory State.

Done at the City of Billings in the State of Montana, this 8th day of December, in the year of Our Lord, One Thousand Nine Hundred and Fifty.

Commissioners for the State of Montana:

FRED E. BUCK  
 A. W. BRADSHAW  
 H. W. BUNSTON  
 JOHN HERZOG  
 JOHN M. JARUSSI  
 ASHTON JONES  
 CHRIS. JOSEPHSON  
 A. WALLACE KINGSBURY  
 P. F. LEONARD  
 WALTER M. McLAUGHLIN  
 DAVE M. MANNING  
 JOSEPH MUGGLI  
 CHESTER E. ONSTAD  
 ED F. PARRIOTT  
 R. R. RENNE  
 KEITH W. TROUT

Commissioners for the State of North Dakota:

I. A. ACKER  
 EINAR H. DAHL  
 J. J. WALSH

Commissioners for the State of Wyoming:

L. C. BISHOP  
 EARL T. BOWER  
 J. HAROLD CASH  
 BEN F. COCHRANE  
 ERNEST J. GOPPERT  
 RICHARD L. GREENE  
 E. C. GWILLIM  
 E. J. JOHNSON  
 LEE E. KEITH  
 N. V. KURTZ  
 HARRY L. LITTLEFIELD

R. E. McNALLY  
 WILL G. METZ  
 MARK N. PARTRIDGE  
 ALONZO R. SHREVE  
 CHARLES M. SMITH  
 LEONARD F. THORNTON  
 M. B. WALKER

"I have participated in the negotiation of this Compact and intend to report favorably thereon to the Congress of the United States.

R. J. NEWELL,  
 Representative of the  
 United States of America."

A communication was presented from F. M. Albrecht, Colonel, Corps of Engineers, inviting the Senate to a conducted tour of the Garrison Dam.

Senator Streibel moved that the President and Secretary of the Senate be instructed to write a letter of thanks for the invitation, which motion prevailed.

Senator Morgan moved that President appoint a committee of three to work out the details of this proposed tour to Garrison on February 4th, which motion prevailed.

Senator Stucke requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Stucke: We have with us today a young man, an exchange student from Germany. I move that the President appoint a committee of one to escort this young man to the rostrum to show you how a person, in a few months of time, can learn to talk the English language, which motion prevailed.

The President appointed as such committee, Senator Stucke.

Alex Euler of Munich, Bavaria, was escorted to the rostrum by Senator Stucke and addressed the Senate briefly.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 62

Senate Concurrent Resolution "C"

And find the same correctly enrolled.

W. R. BLUME, Chairman.

Senator Blume 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 figure \$338,500.00 and insert the figure \$340,300.00 in lieu thereof.

In line 8 strike out the figure \$8,400.00 and insert the figure \$10,200.00 in lieu thereof.

In line 26 for the total strike out the figure \$338,500.00 and insert the figure \$340,300.00 in lieu thereof.

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 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 line 3 strike out the figure \$57,880.00 and insert the figure \$61,780.00 in lieu thereof.

In line 11 strike out the figure \$3,000.00 and insert the figure \$3,500.00 in lieu thereof.

In line 14 strike out the figure \$1,500.00 and insert the figure \$2,500.00 in lieu thereof.

In line 15 strike out the figure \$600.00 and insert the figure \$1,000.00 in lieu thereof.

In line 16 strike out the figure \$15,000.00 and insert the figure \$17,000.00 in lieu thereof.

In line 20 for the total strike out the figure \$57,880.00 and insert the figure \$61,780.00

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 Appropriations to whom was referred Senate Bill No. 28, 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 Appropriations to whom was referred Senate Bill No. 31, 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 Judiciary to whom was referred Senate Bill No. 64, have had the same under consideration and recommend that the same be amended as follows:

In line 29 after the word, "reports" strike out the comma and insert "to be printed".

In line 30 after the word, "form" insert "as prescribed by section 46-0302".

In line 37 after the figure "6" strike out rest of line and all of lines 38 through 41 inclusive and the word "and" in line 42 and capitalize the word "all" in line 42 and renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 100, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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



Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 108, 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 and Federal Government to whom was referred Senate Bill No. 110, 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 and Federal Government to whom was referred Senate Bill No. 134, 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 Political Subdivisions to whom was referred House Bill No. 543, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

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

Senator Day moved that the majority report on Senate Concurrent Resolution "B" be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 4 be adopted, which motion prevailed.

Senator Dahl moved that the amendment to Senate Bill No. 17 be adopted, and that the amendment to the amendment only be incorporated in the reengrossed bill, which motion prevailed.

Senator Torno requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Torno moved that Senate Bill No. 152 be withdrawn, which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Krenz and Sauer introduced:

Senate Bill No. 157. A Bill for an Act to Amend and Reenact Sections 58-0405 and 58-0407 of the North Dakota Revised Code of 1943, Relating to Township Meetings and Elections.

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

Senator Sauer introduced:

Senate Bill No. 158. A Bill for an Act to Amend and Reenact Section 20-0604 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Creel Limit on Protected Fish and the Size of Protected Fish that May Be Taken.

Was read the first time and referred to the Committee on Natural Resources.

Senator Bridston introduced:

Senate Bill No. 159. A Bill for an Act to Repeal Section 15-4311 of the North Dakota Revised Code of 1943, Relating to Textbooks in the Public Schools and State Educational Institutions.

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

Senators Shure and Bridston introduced:

Senate Bill No. 160. A Bill for an Act to Amend and Reenact Subsection 7 of Section 7-0208 of the North Dakota Revised Code of 1943, Relating to the Making of Loans by Building and Loan Associations.

Was read the first time and referred to the Committee on Industry and Business.

Senators Shure and Day introduced:

Senate Bill No. 161. A Bill for an Act to Amend and Reenact Subdivision c of Subsection 2 of Section 56-0104 of the North Dakota Revised Code of 1943, Relating to the Order of Succession to Property; Providing that Where the Decedent Leaves No Issue, and Both the Father and Mother Are Dead, and the Estate Does not Exceed Forty Thousand Dollars, the Whole of the Estate Goes to the Surviving Husband or Wife.

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

Senators Troxel, Luick and Krenz introduced:

Senate Bill No. 162. A Bill for an Act to Amend and Reenact Section 54-0316 of the North Dakota Revised Code of 1943, Appropriating for Legislative Expense.

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

Senators O'Brien, Reinke, Bilden and Welander introduced:

Senate Bill No. 163. A Bill for an Act to Amend and Reenact Section 50-0113, of the North Dakota Revised Code of 1943, Providing for Reimbursement of County Where Poor Person Is a Nonresident.

Was read the first time and referred to the Committee on Social Welfare.

Senators Dewing, Haag and Wahlund, by request, introduced:

Senate Bill No. 164. A Bill for an Act for the Adoption of Article V of the Amendments to the Constitution of the United States as State Law; Affording Persons Charged With Crime in State Courts Same Protection as in Federal Courts; Evidence, Admissions or Confessions Procured in Violation of This Act Shall Be Inadmissible in Any State Court; State Courts Shall Follow Construction of the Supreme Court of the United States.

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

Senators Luick, Troxel, Haag, Krenz and Kusler introduced:

Senate Bill No. 165. A Bill for an Act to Amend and Reenact Sections 63-0305 and 63-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Cutting Weeds on County and Township Highways.

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

Senator Day, by request, introduced:

Senate Bill No. 166. A Bill for an Act to Amend and Reenact Section 20-0904 of the North Dakota Revised Code of 1943, Relating to Sale and Transportation of Protected Animals and Game Birds and Eggs.

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

Senators Morgan and Day, by request, introduced:

Senate Bill No. 167. A Bill for an Act to Amend and Reenact Section 26-1410 of the North Dakota Revised Code of 1943, Relating to the Method of Voting by Proxy of Mutual Insurance Company.

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

Senators Morgan and Day, by request, introduced:

Senate Bill No. 168. A Bill for an Act to Amend and Reenact Section 26-0819 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to the By-laws of Mutual Insurance Companies.

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

Senators Morgan and Day, by request, introduced:

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 26-1416 of the North Dakota Revised Code of 1943, Relating to Reserve Funds and Mutual Insurance Companies.

Was read the first time and referred to the Committee on Industry and Business.

Senators Dahl, Spiekermeier, Sauer and Sandness introduced:

Senate Bill No. 170. A Bill for an Act Relating to the Establishment of a State Radio Broadcasting System; Purchasing of Equipment; Radio Receiving and Transmitting Sets for State Owned Automobiles, State Penitentiary and Other Places; Operation, and Declaring an Emergency.

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

Senators Day and Streibel introduced:

Senate Bill No. 171. A Bill for an Act to Amend and Reenact Section 39-04041 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License Registration of Motor Vehicles Owned by Disabled Veterans Receiving Vehicles Under Public Law 663.

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

Senators Reinke and Knudson introduced:

Senate Bill No. 172. A Bill for an Act to Amend and Reenact Section 51-0513 of the North Dakota Revised Code of 1943, Relating to Nonresident Auctioneers.

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

Senators Coghlan, Nordhogen, Kamrath, Nelson and Kusler introduced:

Senate Concurrent Resolution "G." A Concurrent Resolution to Memorialize Congress to Equalize the Burden of the Cost of Assistance to Needy Indians.

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

Senators Rue, Strand, Spiekermeier, Thomas and Welander introduced:

Senate Concurrent Resolution "H." A Concurrent Resolution Providing for the Amendment of Section 173 of the Constitution of the State of North Dakota.

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

Senator Nelson requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Nelson moved that after the reading of Senate Bills No. 13, 77, 91, 92, 106, 114, 136 and House Bills No. 544 and 546, that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken.

Senate Bill No. 13

Which has been read.

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Coghlan	Kusler	Shure
Day	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Bilden	Leno	Solberg
Bridston	Page	Strand
Dahl		

So the bill passed and the title was agreed to.

Senate Bill No. 77

Which has been read.

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:

Anderson	Kamrath	Sauer
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Baeverstad	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bilden Page

So the bill passed and the title was agreed to.

Senate Bill No. 91

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Absent and not voting:

Bilden Page Spiekermeier

So the bill passed and the title was agreed to.

Senate Bill No. 92

Which has been read.

Senator Streibel moved that Senate Bill No. 92 be laid over one legislative day, which motion prevailed.

Senate Bill No. 106

Which has been read.

Senator Streibel: After having paid his federal, state and local tax plus the cost of living and his business operation how much can the North Dakota taxpayer afford to spend for additional services? Every bill that we enact into law during this session of the legislature will in part answer this question. Therefore every legislator must of necessity be

familiar with economics, principles and problems in order to vote intelligently. Knowledge in and by itself, however, is useless unless it is put into practice. It has been wisely said: "That he who learns and learns but acts not what he knows is like a-man who plows and plows but never sows."

It would be presumptuous on my part for me to impose upon your time and good nature by expounding economic principles. Reciting such laws as Supply and Demand, Diminishing Returns, the Law of Comparative Advantage, The Law of Fair Competition, etc., would only be telling you what you already know.

To avoid this then I'll only call to your attention the manner in which our Economic principles have been applied in years gone by.

Any successful enterpriser is concerned primarily with the returns on his investment. Senate Bill No. 106 being a measure that attempts to correct an injustice sustained by our rural areas with respect to school taxes, has therefore every right in the world to raise the question "what are we getting for our money?" No one will deny that in 1914 Germany was the cultural center of the world. Even as late as the defeat of Germany in the last war our magazines carried articles saying that German scientists were half a century in advance of ours. Having confiscated all the scientific patents and formulas that Germany had aside from those that the Russians carried away is the answer to our question. How could our scientists accomplish so much in so short a time?

It is not my intention here and now to enter upon a discussion as to the merits or demerits of these acquisitions. Suffice it to say we possess the knowledge.

What I AM interested in is how do we apply it? Rousseau the French essayist and philosopher once said, "Knowledge is an excellent drug but no drug has enough merit to save itself from corruption and decay if the vessel be tainted wherein it is put to keep."

In 1914 German philosopher's and statesmen evidently did not subscribe to this practice. They placed this drug in a vessel tainted with greed; the result was World War No. 1. And we—what have we done with our drug of knowledge in recent years? What are we doing with it today? To answer my own question I'll say that we have in recent years and still are daily pouring our hard earned knowledge, our much needed substance into a receptacle that is unclean. Ever since 1914 we too have poured our fortunes into the test tube of war. Now one would think, certainly one has every right to believe, that our first world war having been a blunder that we would have profited from experience. But the evidence of cold facts show to the contrary. The late F. D. Roosevelt surrounded himself with political advisors often referred to as the brain trust. They were presumed to be the cream of the crop in the field of political economy and perhaps they were. But he fared no better than did Wilson. The time was when we were much concerned over the phrase "High Cost of Production." Today it is the high cost of destruction that worries us.

In prehistoric days primitive man killed his foe without spending one cent. During the first century B.C. Julius Caesar killed his man for \$.75 per head. Eighteen centuries

later Napoleon almost bankrupted France because it cost a fraction under \$3,000 to destroy one enemy. In the American Civil War days it cost \$5,000 and in the four years of World War 1 Europe alone blasted to hell \$21,000 to kill one individual.

All told these four major wars cost on the average of approximately \$29,000 per man killed. During the last conflict which is by no means over it cost more than \$55,000 for each person killed. Overwhelming as these figures may seem you must realize that the cost for the wounded and ill, the pensions, etc., are infinitely greater still.

For the chaotic condition the world is in today no one but the so-called cultured group is responsible. Is it any wonder that Gladstone the British statesman when realizing that Great Britain was heading toward bankruptcy—just like we are today—said: "In almost every one, if not IN everyone, of the greatest political controversies of the last fifty years, whether they affected the franchise, whether they affected commerce, whether they affected religion, whether they affected the bad and abominable institutions of slavery, or what subject they touched, these leisured classes, these educated classes, these titled classes have been in the wrong."

Knowing as we do that today in all of England there are only 250 persons that have spendable incomes of \$14,000 left after they have paid taxes we must say Amen to Gladstone's statement. That is the penalty the British Empire paid for exploiting every nation under the sun. Unless we change our ways America will suffer the same fate.

Well someone may say the Federal Government brought this about, we're not to blame. That may be true. But—what did the educator in North Dakota do when they forced the School Reorganization Plan through the Legislature four years ago. Under the guise of trying to help that poor little savage in the hinterland of North Dakota, the farm child, to become civilized, they succeeded in taxing the farmer into starvation.

Having failed in their attempt to deceive the farmer they are now admitting that it was the rural revenue they were after not the child. But more of this later.

Do you think for one minute that our educators did not know four years ago what an ignorant farmer is telling you now. That for every place where the reorganization plan fits in there are ten others where it doesn't. That in most cases the additional transportation costs would more than offset the benefits gained. All this would add up to is higher taxes for the farmer without giving him something in return. That where it took the average farmer 10 years to go bankrupt in the thirties it takes only 2½ years at the present time under adverse conditions.

I often wonder whether those of our educators who were responsible for this organization bill ever made an inventory of their stock in trade? I doubt it. If they did then they certainly must have known that this country is running into a surplus of specialists. For example: Everyone knows that the U.S.A. has, except for war, been plagued with surplus production and surplus labor. What is this educated, this cultured class doing to correct this situation? I'll tell you what they are doing. Knowing that in 1947 we already had—

Civil Engineers .....	89,042
Electrical engineers .....	65,667
Mechanical engineers .....	85,543
Industrial engineers .....	9,803
Chemical engineers .....	11,600
Mining, Metallurgical engineers .....	9,773
Chemists, Assayers, Metallurgists .....	60,005
	<hr/>
	321,433

When you realize the power these people wield over production the figures become appalling. We have at the present time more scientists than the rest of the world put together. And yet in spite of this fact they not only are training 114,000 more but tell you there is a crying need for more.

Even up until World War I, Chile had a virtual monopoly on the world's supply of nitrates, which are basic in the production of fertilizers and explosives. When one nation wanted to blow another off the face of the earth, it had to go to Chile for its nitrates. But when Germany was cut off from world trade, its chemists succeeded in making nitrates from the nitrogen in the air. Today, the world is no longer dependent on natural nitrates, which are being crowded off the market by the synthetic products.

What has already happened to indigo, nitrates, and other commodities that were once important in world commerce, is now happening to many others. Natural rubber from the Far East is being displaced by synthetic rubber. Silk from Japan, brush bristles from China, and many other imported fibers are being supplanted by nylon and other synthetics. Chinawood oil and other drying oils have been displaced by new synthetic drying oils for the paint industry. Shellac from India, ivory from Africa, metal toys from Germany, glassware from Europe, hard rubber from the tropics, and innumerable other items have given way to plastics produced in this country.

Also, new methods of alloying and utilizing metals have decreased the demand for some of them and are threatening others. During the war we learned how to get along with less tin, tungsten, and other metals which we had previously had to import. Considerably less tin is now being used for plating cans, making solder, and other purposes than before the war. Domestically produced molybdenum has been substituted in many uses for imported tungsten in making alloy steel. Domestic deposits of metal are being developed to take the place of some which have been imported.

I do not want to leave the impression that I'm opposed to education. God forbid. But I do believe that our educational system is very much out of balance. That the need of it is currently entirely too much overemphasized. It isn't necessary that we bankrupt this state in order to give our youngsters an education. We need not all be lawyers or educators, or writers, or chemists or doctors or musicians, or preachers, or engineers or scientists.

Constantly our educators tell us that our neighboring states have better schools. I don't believe it. And if they have, it is probably because they can afford it. If your neighbor has dollars to your dimes and owns a Cadillac automobile is no reason for you to buy one.



We are spending \$30,000,000 per year for education in this state at the present time. And in nearly every instance unless the child replaces the parent it leaves the state to become a taxpayer in some other state. Nor do we stop there. We are daily exporting our talent to foreign countries. Scientists we spent our good money on to educate thus help our competitor to put us out of business. Of course it takes money to put scientific methods into operation—so—we supply our exported scientists with the Marshall Plan money. These same men who drove us into this vortex of financial chaos and mental confusion are the same fellows who today are telling us ignoramouses off every time we insist that sound principles of economy be applied.

Seemingly every department of our government requests more money for the reason, they say, that living costs and materials have gone up. They do not seem to realize that for the taxpayer too living costs and operating expenses have more than doubled. You can't criticize a farmer too much if he objects to being forced into paying higher taxes when he receives nothing in return. A system that breeds scientists who steal the wool from his sheep the moment it reaches a price where wool growing becomes profitable has no right to expand at his expense. Remember too that at present you are working 120 days a year for the U.S. in terms of taxes.

If I may I'd like to try your patience a little longer in order to bring out a little local color. Color that will bring out more clearly the viciousness of our new school reorganization plan.

Ever since this new reorganizing plan, which we are now trying to amend, has been in operation I have fought it in this senate, in my county, in my home and on the streets in our towns. At one of our school officers meetings when Nordrum, then our Supt. of Public Instruction, Grimsrud, the Director of Reorganization, our County School Supt. and the principals of our High School were all present, I asked this question: What is wrong with our schools? When, after waiting for an answer none was forthcoming I answered my own question by saying, "nothing is seriously wrong. Someone told you fellows something was wrong and you fellows believed it." When I asked them to tell their audience what if any advantages the new reorganization law had over the old one they had to admit that the only advantage it had over the old plan was that new additions could be forced into another district.

On another occasion I met with this same group of educators when they tried to sell their theories of the new plan to a large assembly of Wells Co. Taxpayers. This time they again could not defend their actions. So badly were they beaten that Grimsrud resigned as soon as he returned to Bismarck from Fessenden in Wells Co. On still another occasion I alone met with the N. D. School Masters Association in Eddy Co. There too I was not embarrassed by them while defending my position on school affairs.

Our new Director of Reorganization when I questioned him before the Senate appropriations committee had even less of a defense than the aforesaid. He did try to tell me that it offered better facilities and gave greater borrowing power. But had to admit that he didn't know whether it was the new reorganization or the 10 mill county levy that accounted for it.

Leroy Digerness, Co. Supt. of Williams County said he could answer all of Streibels questions. About all he succeeded in doing before our Committee was to talk himself into a hole. When he said that under the old reorganization law about all that happened was that they moved a bunch of shacks together and called it a consolidated district. But under the new plan everything is in apple pie order. Now they have added three new schools to their districts. They have visual education in all of them. Music they teach. And everybody is happy. He forgot to mention that he himself is perhaps the happiest of all because he pays darned little in taxes and drew a nice 10% check from the fund. Nor did it dawn on him that it was Williams County prosperity that did more than he and his new plan for the schools of Williams County. I remember well the time when that county was almost completely on the basis of need. That was the time when Wells Co. along with many others paid the Williams Co. school bill. When he said that the voters of his county were 75% for the new redistricting law it didn't dawn on him that he talked himself into a hole. Because now I know that it is not necessary to force people into a new district by voting as one unit. No, certainly not because they voluntarily come in with a 75% vote favoring it.

I maintain that where there is no adequate defense there must be poor logic. That is why I have decided to help amend Senate Bill 106 and thus make Christians of our misled educators.

In light of these facts I do hope that this bill will carry by a large majority.

Senator Haag moved that the remarks of Senator Streibel be printed in the Journal, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 106, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Geelan	Sauer
Baeverstad	Haag	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Solberg
Blume	Krenz	Strand
Coghlan	Kusler	Streibel
Day	Leno	Stucke
Dewing	Luick	Thomas
Duffy	Morgan	Torno
Feton	Nelson	Troxel
Foss	Nordhougen	Wahlund
Fraser	O'Brien	Welander
Freed	Sandness	Work

Those voting in the negative were:

Dahl	Olson	Reinke
Kamrath	Pyle	Rue
Absent and not voting:		
Bridston	Shure	Spiekermeier
Page		

So the bill passed and the title was agreed to.

Senate Bill No. 114.

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Bridston	Page	Strand
Kamrath	Shure	

So the bill passed and the title was agreed to.

Senate Bill No. 136.

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston	Page	Strand
Dahl	Shure	

So the bill passed and the title was agreed to.

House Bill No. 544.

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Bilden	Dahl	Shure
Bridston	Page	Strand

So the bill passed and the title was agreed to.

House Bill No. 546.

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston	Page	Strand
Dahl	Shure	

So the bill passed and the title was agreed to.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign the following bills:

Senate Bill No. 62

Senate Concurrent Resolution "C"

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

Senator Morgan moved that the Senate do now recess until 1:45 p.m., January 26, 1951, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-FOURTH DAY AFTER RECESS  
AND TWENTY-FIFTH DAY

Bismarck, January 26, 1951

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "E," have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

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

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

W. J. TROUT, Secretary.

TWENTY-FIFTH DAY

Bismarck, January 26, 1951

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

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll call: All Senators present except Senator Page.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-third Day after Recess and Twenty-fourth Day and find the same correct.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

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

COMMUNICATIONS

A resolution was presented from the County Superintendents expressing appreciation and gratitude for the courteous and gracious manner in which they were received by the Legislature.

A communication was presented from Mrs. H. E. Mielke, State President, W. C. T. U., stating that the Woman's Christian Temperance Union is unequivocally against the proposed 10% Liquor Tax on gross wholesale liquors, which

communication was referred to the Committee on Finance and Taxation.

### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 26, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 13  
Senate Bill No. 77  
Senate Bill No. 91  
Senate Bill No. 106  
Senate Bill No. 114  
Senate Bill No. 136

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 26, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 544  
Houst Bill No. 546

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 26, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 62  
Senate Concurrent Resolution "C"

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

W. J. TROUT, Secretary.

### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, January 26, 1951

Mr. President: I have the honor to transmit:

House Bill No. 509  
House Bill No. 510  
House Bill No. 558  
House Bill No. 559  
House Bill No. 560  
House Bill No. 561  
House Bill No. 582  
House Bill No. 585  
House Bill No. 587  
House Bill No. 597

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 26, 1951

Mr. President: I have the honor to transmit:

House Bill No. 534  
House Bill No. 555  
House Bill No. 575  
House Bill No. 589  
House Concurrent Resolution "G"

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

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 4

Senate Bill No. 17

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 line 4 strike out the figure \$710,100.00 and insert the figure \$735,100.00 in lieu thereof.

In line 12 strike out the figure \$510,000.00 and insert the figure \$525,000.00 in lieu thereof.

In line 27 strike out the figure \$45,000.00 and insert the figure \$55,000.00 in lieu thereof.

In line 47 strike out the following: "Machine Shed for Farm, 40X60" and insert in lieu thereof "Warehouse".

In line 48 for the total strike out the figure \$1,110,100.00 and insert the figure \$1,135,100.00 in lieu thereof.

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 Political Subdivisions to whom was referred Senate Bill No. 61, have had the same under consideration and recommend that the same be amended as follows:

At the end of line 22, section 1, strike out the period and insert the following: "at such time and place or places as the governing body may designate."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 69, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 73, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 95, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss 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. 116, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 123, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss 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. 148, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 26 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 27 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 64 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Concurrent Resolution "B" be adopted, which motion prevailed.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dahl moved that the Lutheran Seminary Choir who were present in the chamber be invited to sing a couple selections, which motion prevailed, and the Choir rendered two numbers.

Senator Sandness moved that the President and Secretary of the Senate be instructed to send a letter of thanks to the choir, which motion prevailed.

Senator Dewing: We have a distinguished gentlemen here today who served in the Senate from Burke County. I move that the President appoint a committee of one to escort former Senator R. A. Owings to the rostrum, and request that Senator Streibel be appointed as such committee.

The President appointed Senator Streibel as a committee of one to escort former Senator Owings to the rostrum.

Senator Owings was escorted to the rostrum by Senator Streibel.



Senator Bridston: We are honored today by a visit from a gentleman from Grand Forks who has been in public life for a great many years. He served as Lieutenant Governor and presiding officer of this body. I move that the President appoint a committee of one to escort the Honorable T. H. H. Thoresen to the rostrum, which motion prevailed.

The President appointed Senator Bridston as such committee.

The Honorable T. H. H. Thoresen was escorted to the rostrum by Senator Bridston, and invited to speak to the Senate.

T. H. H. Thoresen: President, Senate employees and gentlemen of the Senate, you are getting too high-falutin.

I don't feel at home up here. First they tried to hang some sort of an ornament on me. Then as I came in the President announced the roll call and I expected the gentle voice of the secretary to start out with Anderson, Bilden, etc. I looked around wondering what was happening. I looked over on the wall and all I saw was lights blinking. Getting a little bit stylish.

I appreciate the honor of being here before you this afternoon. As I came in here and listened to the opening of the session one thing came forcefully to my mind, the rule of life, that the years do pass on. Just fourteen years ago, it doesn't seem that long, since I had the great honor of presiding over this body. Much has happened in those years.

We have gone forward in many things. In some things we have gone backward. In the State we have made progress. In the Nation we are going backward. We little dreamt, those of you who were with me here in 1937 sitting in this chamber, the terrible conflicts that have reached throughout the world including our own country since that year of 1937 and again is confronting us. I was much impressed as I listened to the wonderful singing of this powerful choir, the hope of the future. Built on the rock the church doth stand, standing though steeples are falling, falling on towers in many lands but the bells still are calling, calling the young and the old to rest, longing for peace everlasting. I thought as the voices of those boys rang out to you, and through you to the people of the State and the Nation, that if we, the people of these United States, and the world in general would spend the money that we are spending to destroy, spend it on bringing that message to the people of the world, "Love thy brother as thyself," what a wonderful world it would be that we would be living in. Gentlemen and ladies, that's the hope of the world.

In my observation of history and during my span of life, and I have lived through I think three wars and the beginning of the fourth, I have never seen war solve any problems, I have never seen war ever bring peace to any country. War produces war and more war. I recognize that it is necessary in the day and age in which we are living to combat the forces of evil with force, but at the same time, we, as Christian people, should put a little more, not only lip service but actual service to the wonderful thought and philosophy that was expressed by these young men, in building our country and state and nation, and the world at large, upon a solid rock. That alone can bring peace to mankind.

I will have to apologize. I did not intend to come here to

deliver a sermon. This comes automatically from my heart and was inspired by these boys that came in here and sang.

I read in the newspapers that this is a very practical session, and I, last of all, would not want to come here and disturb the tranquility and your peaceful atmosphere. I don't know that it is good to have this unanimity. I have heard so much over the past two months that there must be unity, especially from the nation's capitol. They must agree with everything that is being done. There must be no criticism and no objection, and no disturbing the peace of mind of the people. But, my friends, this country was not built on that kind of theory or that kind of philosophy. If I know anything about the history of our country it was built through turbulent debate, violent debate, between the extremes, and then compromised on happy solution, which has brought progress to this land of ours. I hope the time shall never come in this democracy of ours when we shall become so listless and careless that we all take the attitude to follow the leader in unanimity in everything that is proposed. The only thing that brings progress to mankind are men and women with opinions, men and women with thoughts in which they believe, and who will stand up and fight, if they be all alone, for the things in which they believe. That creates a live democracy, and so with apologies to you, I want to say I admire your president here very much. He is doing a good job up here. He has a good voice. I don't think he needs this contraption at all. He presides with dignity. You haven't got the same gavel that I had. One of my treasured possessions is a gavel that was made from the wood from the capitol here, inlaid, and it is not for sale at any price, but as I see this gavel of yours, those of you who suffered with me in those days, know that I used the gavel quite frequently, and when it came down it came down so that there was no mistake about the gavel being down, but there was one little incident that always amused me. It was when Senator Watt—he sat right down in the front chair here, made one of his seldom speeches and it was one he was very enthusiastic about. He gave a lengthy talk and gave a good argument in support of his proposition. I sat here twiddling with my gavel until I had raised the gavel up on the edge of the desk like this, not realizing he stopped suddenly and looked up at me and said, "Mr. President, did I say something out of order?" I said, "No, why?" He said, "I saw the gavel come up above the desk and I thought it was ready to come down," so I had to apologize.

It is an honor that I shall cherish and my family with me, the fact that I had the privilege and honor to be one of the members of this distinguished body, and I know that all of you here are interested in doing the right thing, and I am sure that your efforts are sincere and will be blessed with the fruits of a better state and a better country. So thanks to you again, and through you to the people of the State, who has given me this wonderful opportunity of serving you once, and so, Mr. President, thank you for the honor of being with you.

Senator Nelson moved that the remarks of former Lieutenant Governor Thoresen be printed in the Journal, which motion prevailed.

Senator Foss requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Foss moved that Senate Bill No. 48, which was referred to the Committee on Industry and Business be referred to the Committee on State and Federal Government, which motion prevailed.

Senator Streibel moved that Senate Bill No. 92 be withdrawn, which motion prevailed.

## FIRST READING OF SENATE BILLS

Senator Duffy introduced:

Senate Bill No. 173. A Bill for an Act to Amend and Reenact Section 49-1833 of the North Dakota Revised Code of 1943, Relating to Insurance of Common and Contract Motor Carriers.

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

Senators Bridston and Rue introduced:

Senate Bill No. 174. A Bill for an Act to Amend and Reenact Sections 40-2206 and 40-2207 of the North Dakota Revised Code of 1943, Relating to City Making Improvements in Conjunction With Highway Department or County, and Declaring an Emergency.

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

Senators Shure and Knudson introduced:

Senate Bill No. 175. A Bill for an Act Relating to the Destruction of Court Files in Civil Actions for the Recovery of Money Only, Which Files Are Older Than Twenty Years.

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

Senator Duffy introduced:

Senate Bill No. 176. A Bill for an Act to Amend and Reenact Section 12-3807 of the North Dakota Revised Code of 1943, Relating to the Use of False Tokens.

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

Senators Strand and Anderson introduced:

Senate Bill No. 177. A Bill for an Act to Amend and Reenact Section 49-1408 of the North Dakota Revised Code of 1943, Relating to the Stopping of Passenger Trains at County Seats.

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

Senators Streibel, Sandness, Troxel and Pyle introduced:

Senate Bill No. 178. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1949 Supplement to the North Dakota Revised Code of 1943 and Section 40-5108 of the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits, and Declaring an Emergency.

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

Senators Day, Duffy and Knudson introduced:

Senate Bill No. 179. A Bill for an Act to Amend and Reenact Section 47-1902 of the North Dakota Revised Code of 1943 Relating to the Recording of Instruments.

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

Senators Day, Duffy and Knudson introduced:

Senate Bill No. 180. A Bill for an Act to Amend and Reenact Section 47-1906 of the North Dakota Revised Code of 1943 Relating to Recording Death Certificates and to Evidence of Termination of Estates and Interests in Real Property.

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

Senator Day introduced:

Senate Bill No. 181. A Bill for an Act to Amend and Reenact Sections 57-4106, 57-4107, 57-4108, 57-4110, 57-4111, 57-4112, and 57-4117 of the North Dakota Revised Code of 1943, and Sections 57-4809, 57-4810, 57-4811, and 57-4812 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Motor Vehicle Fuel Taxes.

Was read the first time and referred to the Committee on Finance and Taxation.

Senator Geelan, by request, introduced:

Senate Bill No. 182. A Bill for an Act to Amend and Reenact Section 49-1605 of the North Dakota Revised Code of 1943, Declaring Void Certain Contracts Exempting Railroad Corporations From Liability.

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

Senators Schoeder and Leno introduced:

Senate Bill No. 183. A Bill for an Act to Amend and Reenact Section 15-2703 of the North Dakota Revised Code of 1943, Relating to the Organization of Special School Districts, and Declaring an Emergency.

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

Senators Dahl, Sandness, Welander, Krenz and Fraser introduced:

Senate Bill No. 184. A Bill for an Act Authorizing Municipal Liquor Stores.

Was read the first time and referred to the Committee on Social Welfare.

Senators Morgan and Streibel at the request of the State Budget Director introduced:

Senate Bill No. 185. A Bill for an Act Relating to the Hours During Which All Agencies, Departments, and Offices Occupying Space in the State Capitol Building Shall Remain Open for Business; Providing That the Board of Administration Shall Control and Prescribe Such Hours.

Was read the first time and referred to the Committee on Industry and Business.

Senator Duffy and Page at the request of the State Examiner introduced:

Senate Bill No. 186. A Bill for an Act Relating to Securities; Creating a New Body of Law and Providing for the Administration Thereof, and Repealing Chapter 10-04 of the North Dakota Revised Code of 1943, as Amended.

Was read the first time and referred to the Committee on Industry and Business.

Senator Duffy requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Duffy moved that Senate Bill No. 186 be not

printed unless ordered by the committee to which it is referred, which motion prevailed.

#### FIRST READING OF SENATE CONCURRENT RESOLUTION

Senators Sandness, Feton and Welander introduced:

Senate Concurrent Resolution "I." A Concurrent Resolution Petitioning the President of the United States and the Director of the Bureau of the Budget to Immediately Make Available to the Bureau of Reclamation from the Appropriation Provided Therefor by Congress, or by Transfer from Budgeted Carry-over, Funds for Continuing and Completing the Investigation, Planning Preconstruction Work and Preliminary Design, and for Starting Construction on the James-town Unit, Missouri-Souris Division, of the Missouri Basin Project.

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

#### SECOND READING OF SENATE BILLS

Senate Bill No. 4

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:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Baeverstad Page

So the bill passed and the title was agreed to.

Senate Bill No. 17

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, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Geelan	Rue
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder

Bjorlie	Klusmann	Schrock
Blume	Knudson	Solberg
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Thomas
Dewing	Nelson	Torno
Duffy	Nordhougen	Troxel
Feton	O'Brien	Wahlund
Foss	Olson	Welander
Fraser	Pyle	Work
Freed	Reinke	

Absent and not voting:

Morgan	Sandness	Stucke
Page	Shure	

So the bill passed and the title was agreed to.

Senate Bill No. 28

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Page	Stucke
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So the bill passed and the title was agreed to.

Senate Bill No. 31

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier

Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bridston	Page
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So the bill passed and the title was agreed to.

Senator Nelson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Nelson moved that after the reading of Senate Bills No. 100, 108, 110, 134, and House Bill No. 543 that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 100

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Blume	Knudson	Sauer
Bridston	Krenz	Schoeder
Coghlan	Kusler	Schrock
Dahl	Leno	Spiekemeier
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Bilden	Page	Solberg
Bjorlie	Shure	Strand

So the bill passed and the title was agreed to.

Senate Bill No. 108

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Blume	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Spiekemeier
Dahl	Kusler	Streibel
Day	Leno	Stucke
Dewing	Luick	Thomas
Duffy	Morgan	Torno
Feton	Nelson	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Bilden	Page	Solberg
Bjorlie	Schrock	Strand
Nordhougen	Shure	

So the bill passed and the title was agreed to.

Senate Bill No. 110

Which has been read.

Senator Troxel: I don't expect the few remarks I make on Senate Bill No. 110 to have much effect on the final roll call.

However, my conscience would not be clear if I did not voice my sentiment against this measure. Almost every session we go just a little farther in repealing the higher laws that this body should not consider. In this case it is simply this, "Remember the Sabbath day to keep it holy, in it thou shalt not."

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Ejorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Kusler	Spiekemeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Those voting in the negative were:

Anderson	Kamrath	Sandness
Baeverstad	Krenz	Schrock
Foss	Olson	Troxel
Fraser		

Absent and not voting:

Bilden	Shure	Solberg
Page		

So the bill passed and the title was agreed to.



Senate Bill No. 134.

Which has been read.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Knudson	Schrock
Bridston	Krenz	Shure
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhogen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Bilden	Page	Solberg
Morgan		

So the bill passed and the title was agreed to.

Senator O'Brien requested that the Senate be on the ninth order of business, which request was granted.

Senator O'Brien: I request that this Senate Memorial Resolution "A" be read from the desk.

The request of Senator O'Brien was granted and Senate Memorial Resolution "A" was read from the desk.

Senator O'Brien moved that Senate Memorial Resolution "A" be adopted, which motion prevailed.

SENATE MEMORIAL RESOLUTION "A"

Introduced by Senators O'Brien, Morgan and Streibel

- 1 Whereas, former Governor Walter Maddock, one
- 2 of North Dakota's honored citizens, passed away in
- 3 Bismarck Thursday, January 25, 1951; and
- 4 Whereas, he served in the state legislature from
- 5 1914 to 1924; and
- 6 Whereas, the said Walter Maddock served as
- 7 Lieutenant Governor in the session of 1925 and 1927, and
- 8 as Governor to fill out the unexpired term of Governor
- 9 A. G. Sorlie in 1928; and
- 10 Whereas, the said Walter Maddock was a
- 11 candidate for governor in 1928, and has served the
- 12 federal government more than sixteen years as head of
- 12a the
- 13 Farm Security Administration for this region; and
- 14 Whereas, Mr. Maddock had retired from federal
- 15 service last December after having reached the age of
- 16 retirement; and
- 17 Whereas, the deceased has brought honor to his
- 18 state in these various capacities and has given so many
- 19 years to public service;
- 20 NOW, THEREFORE, BE IT RESOLVED By the

20a Senate of the  
 21 Thirty-second Legislative Assembly of the State of North  
 22 Dakota, that we express our heartfelt appreciation of his  
 23 long years of service to the State of North Dakota, and  
 24 that we extend our heartfelt sympathy to the surviving  
 25 members of his family and that the Lieutenant Governor  
 26 appoint a committee of the Senate to represent this body  
 26a at  
 27 the funeral services; and  
 28 BE IT FURTHER RESOLVED, that this resolution be  
 29 entered in the Journal of the Senate and that a properly  
 30 executed copy thereof be sent to his children, Dore  
 30a Maddock,  
 31 Hazen, North Dakota, Wallace Maddock, Topeka, Kansas,  
 32 Bernard Maddock, Grand Forks, Raymond John Maddock  
 33 Bismarck, North Dakota, and Mrs. Peter Fischer,  
 33a Bismarck,  
 34 North Dakota.

The President appointed Senators O'Brien, Morgan and Streibel as a committee to attend the funeral of Walter Maddock.

#### SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "E"

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, 22; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haag	Schoeder
Baeverstad	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	O'Brien	Strand
Coghlan	Pyle	Stucke
Day	Reinke	Wahlund
Foss	Sauer	Welander
Geelan		

Those voting in the negative were:

Bridston	Leno	Sandness
Dahl	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Fraser	Olson	Troxel
Kamrath	Rue	Work
Kusler		

Absent and not voting:

Bilden	Knudson	Solberg
Freed	Page	

So the resolution was declared lost for lack of a constitutional majority.

Senator Stucke changed his vote from aye to nay for the purpose of reconsideration.

#### FIRST READING OF HOUSE BILLS

House Bill No. 509. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and

**General Expenses of the Office of Commissioner of Veterans' Affairs.**

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

House Bill No. 510. A Bill for an Act Making an Appropriation for the Administrative Expenses of the Veterans' Aid Commission.

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

House Bill No. 558. A Bill for an Act to Amend and Re-enact Sections 52-0401 and 52-0403 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Payment of Contributions to the Unemployment Compensation Fund.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 559. A Bill for an Act to Amend and Re-enact Subsection 5, Subdivision d and Subparagraph a of Paragraph 1, and Paragraph 5 of Subdivision i of Subsection 15, and Subsection 22 of Section 52-0101 of the North Dakota Revised Code of 1943, as Amended, Relating to Definitions of Terms Used in the North Dakota Unemployment Compensation Law.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 560. A Bill for an Act to Amend and Re-enact Sections 52-0604 and 52-0605 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Sections 52-0629 and 52-0633 of the North Dakota Revised Code of 1943, and to Repeal Subsection 5 of Section 52-0601, of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation Benefits.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 561. A Bill for an Act to Amend and Re-enact Sections 52-0638 and 52-0639 of the North Dakota Revised Code of 1943, Relating to Penalties for Violations of Unemployment Compensation Laws.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 582. A Bill for an Act to Amend and Re-enact Section 30-2004 of the North Dakota Revised Code of 1943, Relating to the Compensation of Administrators and Executors in the Probate of Estates.

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

House Bill No. 585. A Bill for an Act Authorizing Recovery from the Unsatisfied Judgment Fund Where Motor Vehicle Accidents Cause Bodily Injury or Death and the Person or Persons Who Might Be Liable Cannot Be Ascertained.

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

House Bill No. 587. A Bill for an Act to Amend and Reenact Section 39-1704 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Unsatisfied

Judgment Fund, Requiring Notice if Payment from the Fund Is to Be Based upon a Default Judgment; and Authorizing Appearance and Defense by the State.

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

House Bill No. 597. A Bill for an Act Providing for the Sale or Removal of School Buildings in Reorganized Districts, and Declaring an Emergency.

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

### SECOND READING OF HOUSE BILL

House Bill No. 543

Which has been read.

### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Shure
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Coghlan	Page	Solberg
Knudson	Schrock	

So the bill passed and the title was agreed to.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign the following bills:

House Bill No. 534  
 House Bill No. 555  
 House Bill No. 575  
 House Bill No. 589  
 House Concurrent Resolution "G"

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

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

### MOTIONS

Senator O'Brien moved that Senate Bills No. 4 and 17 be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 11:30 a.m., January 27, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**TWENTY-FIFTH DAY AFTER RECESS  
AND TWENTY-SIXTH DAY**

Bismarck, January 27, 1951

The Senate convened at 11:30 a.m., pursuant to recess taken, the President presiding.

**FIRST READING OF SENATE BILLS**

Senator Knudson introduced:

Senate Bill No. 187. A Bill for an Act to Amend and Reenact Section 1-0117 of the Revised Code of the State of North Dakota, Defining Degrees of Negligence.

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

Senators Bridston and Shure introduced:

Senate Bill No. 188. A Bill for an Act to Amend and Reenact Sections 40-1005 and 40-1006 of the North Dakota Revised Code of 1943 Relating to the City Manager Plan of Government.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator Schrock by request introduced:

Senate Bill No. 189. A Bill for an Act to Amend and Reenact Subdivisions c and d of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Repeal Subdivision b of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Teachers Retirement.

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

Senators Day, Feton and Rue introduced:

Senate Bill No. 190. A Bill for an Act to Empower Counties Within Which There is Located a City or Cities Having a Population in Excess of Five Thousand to Provide for the Establishment of Districts or Zones Within the Area Within Three Miles of the Corporate Limits of Such City or Cities, and to Regulate Within Such Zones or Districts the Use or Uses of Land, the Height, the Area, the Size and the Location of Buildings, the Required Open Spaces for Light and Ventilation for Such Buildings and the Density of Population, and to Provide Penalties and Remedies for Violations Thereof.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator Krenz by request introduced:

Senate Bill No. 191. A Bill for an Act to Amend and Reenact Sections 36-0503, 36-0504 and 36-0509 of the North Dakota Revised Code of 1943, Relating to Livestock Sales Rings.

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

Senators Shure and Rue introduced:

Senate Bill No. 192. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be Used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; Establishing a Lien for the Payment of Such Tax; to Fix Fines and Penalties for the Violation of the Provisions of This Act.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Coghlan, Leno, Strand, Spiekermeier and Rue introduced:

Senate Bill No. 193. A Bill for an Act to Amend and Reenact Subsections 1 and 3 of Section 39-1204 of the North Dakota Revised Code of 1943, as Amended by Subsection 3 of Section 39-1204 of the 1949 Supplement to the North Dakota Revised Code of 1943.

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

Senator Reinke introduced:

Senate Bill No. 194. A Bill for an Act to Amend and Reenact Section 19-0215 of the North Dakota Revised Code of 1943, Regulating the Sale of Lard and Lard Substitutes and Providing for a Tax on Lard Substitutes.

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

Senators Baeverstad and Geelan introduced:

Senate Bill No. 195. A Bill for an Act to Amend and Reenact Subsection 1 of Section 15-5317 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Powers and Duties of the State Committee of School District Reorganization.

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

Senators Baeverstad and Geelan introduced:

Senate Bill No. 196. A Bill for an Act to Amend and Reenact Section 15-5308 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Additional Salary of the County Superintendents in Connection With School District Reorganization.

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

The Committee on Appropriations introduced:

Senate Bill No. 197. A Bill for an Act Relating to the Civil Defense; Providing for the Establishment of a Civil Defense Council Headed by the Governor; Setting Out the Powers and Duties of Such Council and the Governor; Providing for the Termination of the Act at the End of the Present National Emergency; Making an Appropriation; and Repealing Chapter 37-17 of the North Dakota Revised Code of 1943.

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

Senators Dahl, Sandness and Strand introduced:

Senate Bill No. 198. A Bill for an Act to Amend and Reenact Section 15-5304 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Compensation of State Committee Members of School District Reorganization.

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

Senators Dahl, Sandness and Sauer introduced:

Senate Bill No. 199. A Bill for an Act to Amend and Reenact Section 15-5307 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Compensation of County Committees for School District Reorganization.

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

Senators Dahl and Sandness introduced:

Senate Bill No. 200. A Bill for an Act Providing for Loans to Blind Persons to Enable Such Persons to Become Established in Self Sustaining Occupations; Providing for a Board for Vocational Assistance to Blind Persons and for a Vocational Assistance to the Blind Revolving Loan Fund and Making an Appropriation.

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

Senators Freed and Duffy introduced:

Senate Bill No. 201. A Bill for an Act Relating to the Minimum Standards for the Inspection, Sanitation, and Distribution of Meat and Meat Products Within the State of North Dakota; Providing for the Inspection of Establishments Engaged in the Production of Meat and Meat Products for Human Consumption by the Department of Health; Providing for the Free Course of Trade Between the Various Municipalities Within the State of the Products Governed by This Regulation; and Declaring an Emergency.

Was read the first time and referred to the Committee on Social Welfare.

The Committee on Agriculture introduced:

Senate Bill No. 202. A Bill for an Act to Require a Certification of Public Convenience and Necessity To Be Obtained by an Applicant for a License to Operate a Livestock Sales Ring or Market, Providing Requirements of Application and Showing To Be Made, Notice of Hearing and Hearing, Providing License Fee, and Repealing Section 36-0503 of the

North Dakota Revised Code of 1943, and Declaring an Emergency.

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

Senators Page, Nordhougen and Duffy introduced:

Senate Bill No. 203. A Bill for an Act to Create Subsections 26 and 27 of Section 52-0101 of the North Dakota Revised Code of 1943, and Creating Subsections 5, 6, 7 and 8 of Section 52-0406 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation.

Was read the first time and referred to the Committee on Labor Relations.

The Committee on Appropriations introduced:

Senate Bill No. 204. A Bill for an Act to Amend and Reenact Sections 4-0121, 26-0103, 49-0103, 54-0704, 54-0905, 54-1010, 54-1113 of the North Dakota Revised Code of 1943, and Section 54-1211 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of State Officers.

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

Senator Morgan introduced:

Senate Bill No. 205. A Bill for an Act to Divide the State of North Dakota Into Two Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator Reinke introduced:

Senate Bill No. 206. A Bill for an Act Relating to the Relocation of the North Dakota State School for the Blind.

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

The Committee on State and Federal Government introduced:

Senate Bill No. 207. A Bill for an Act to Ratify and Approve the Compact Between the States of Montana, North Dakota, and Wyoming; Providing for an Equitable Apportionment of the Waters in the Yellowstone River Basin Among Said States.

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

Senators Pyle and Luick introduced:

Senate Bill No. 208. A Bill for an Act Relating to Township Road and Drainage Construction.

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

Senator Day, by request, introduced:

Senate Bill No. 209. A Bill for an Act to Amend and Reenact Section 57-4012 of the North Dakota Revised Code of 1943, Relating to Use Tax Imposed on Motor Vehicles.

Was read the first time and referred to the Committee on Finance and Taxation.



Senator Day introduced:

Senate Bill No. 210. A Bill for an Act Making an Appropriation to the Public Utility Valuation Fund and Declaring an Emergency.

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

Senators Day, Duffy, Knudson and Shure introduced:

Senate Bill No. 211. A Bill for an Act to Amend and Reenact Section 30-0208 of the North Dakota Revised Code of 1943, Relating to Contents and Form of Citations in Probate Proceedings.

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

Senator Schrock introduced:

Senate Bill No. 212. A Bill for an Act to Amend and Reenact Section 26-03391 of the 1949 Supplement to the North Dakota Revised Code of 1943 Invalidating Any Provision in Any Accident or Sickness Insurance Policy or Contracts Issued by Any Cooperative, Mutual or Other Pre-paid Doctor or Hospital Health Plan Denying the Insured the Right, in Case of Accident or Sickness, to Consult or Employ the Doctor, or to Enter the Hospital or Sanitarium of His Choice; and Requiring the Insurance Company or Any Cooperative, Mutual or Other Pre-paid Doctor or Hospital Health Plan Issuing the Policy or Agreement to Recognize a Proof of Claim Certified by Such Doctor or Hospital.

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

Senator Rue, by request, introduced:

Senate Bill No. 213. A Bill for an Act to Amend and Reenact Section 26-0324 of the North Dakota Revised Code of 1943, Relating to Suicide, and Providing When Suicide Shall Not Be a Defense to a Life Insurance Policy.

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

Senators Nelson, Feton, Solberg, Shure and Duffy introduced:

Senate Bill No. 214. A Bill for an Act to Amend and Reenact Section 61-0901 and Section 61-0903 of the North Dakota Revised Code of 1943, Relating to the Assessment of Lands in Irrigation Districts.

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

Senators Nelson, Feton, Solberg, Shure and Duffy introduced:

Senate Bill No. 215. A Bill for an Act to Amend and Reenact Section 61-0507 and Section 61-0513 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to the Organization and Establishment of an Irrigation District.

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

Senators Nelson, Feton, Solberg, Shure and Duffy introduced:

Senate Bill No. 216. A Bill for an Act to Amend and Reenact Section 61-0520 of the North Dakota Revised Code of 1943, Relating to Appeals to the District Court from Orders and Decisions of State Engineer Involving Irrigation Districts.

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

Senators Nelson, Feton, Solberg, Shure and Duffy introduced:

Senate Bill No. 217. A Bill for an Act to Amend and Reenact Section 61-0733 of the North Dakota Revised Code of 1943, Relating to Appeals to the District Court from Orders, Acts or Decisions of the Board of Irrigation Districts.

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

Senators Nelson, Feton, Solberg, Shure and Duffy introduced:

Senate Bill No. 218. A Bill for an Act to Amend and Reenact Section 61-1002 and Section 61-1016 of the North Dakota Revised Code of 1943, Relating to Inclusion and Exclusion of Lands from Irrigation Districts.

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

Senators Pyle and Shure introduced:

Senate Bill No. 219. A Bill for an Act to Amend and Reenact Section 21-0104 of the North Dakota Revised Code of 1943, Relating to the Issuance of Warrants for Current Expenses.

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

Senators Fraser, Duffy, Schoeder and Torno introduced:

Senate Bill No. 220. A Bill for an Act Relating to Reservations of Minerals; Providing That Where the State Derives Title to Lands and Reconveys Such Lands to the Same Person from Whom the States Title was Derived, the Conveyance Shall Be Made Free of Any Reservation of Minerals, and Providing for the Release of Reservations Made Subsequent to January 1, 1939.

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

Senator Day by request introduced:

Senate Bill No. 221. A Bill for an Act Creating a Research and Advertising Fund and Authorizing the Collection of a Fee on Potatoes Being Shipped or Transported.

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

Senator Day by request introduced:

Senate Bill No. 222. A Bill for an Act Relating to Drains and Drainage Projects, Permitting the Use of Road and Highway Ditches for Drainage Purposes and Providing for Court Review and Other Proceedings, and Declaring an Emergency.

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

Senator Geelan and Rue introduced:

Senate Bill No. 223. A Bill for an Act to Amend and Reenact Sections 65-0601, 65-0602, 65-0603 and 65-0604 of the North Dakota Revised Code of 1943, Declaring Volunteer Firemen and Civil Defense Workers to Be Employees of the Counties and Municipalities Which They Serve, and Entitled to the Protection of the Workmen's Compensation Laws of the State; Defining the Term "Volunteer Firemen and Civil Defense Workers"; Fixing the Basis of Payment of Benefits Out of the Workmen's Compensation Fund and the Method of Making Assessments of Premiums Against Counties and Municipalities; and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senator Morgan moved that the Senate recess until the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

#### FIRST READING OF SENATE BILLS

Senator Dahl, by request, introduced:

Senate Bill No. 224. A Bill for an Act to Amend and Reenact Section 54-2348 of the North Dakota Revised Code of 1943, Relating to Erection, Repair, or Improvement of Buildings, Grounds, or Properties of the Institutions Under the Control of the Board of Administration.

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

Senators Bridston and Rue introduced:

Senate Bill No. 225. A Bill for an Act to Amend and Reenact Section 40-2307 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Assessment of Benefits.

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

Senator Nordhougen introduced:

Senate Bill No. 226. A Bill for an Act to Amend and Reenact Section 53-0407 of the North Dakota Revised Code of 1943 Relating to Moneys Collected for Licenses on Amusement Devices and Depositing Same With the State Treasurer.

Was read the first time and referred to the Committee on Finance and Taxation.

Senator Nordhougen introduced:

Senate Bill No. 227. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Auto Transportation Fund to the Credit of the Highway Operating Fund in the State Treasury, and Declaring an Emergency.

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

Senator Nordhougen introduced:

Senate Bill No. 228. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Mill and Elevator Bond Payment Fund

to the General Fund of the State of North Dakota, and Declaring an Emergency.

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

Senator Nordhogen introduced:

Senate Bill No. 229. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Mill and Elevator Interest Fund to the General Fund of the State of North Dakota, and Declaring an Emergency.

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

Senator Day introduced:

Senate Bill No. 230. A Bill for an Act Relating to Procedure of the Public Service Commission in Processing Applications for Rate Increases.

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

Senators Freed and Rue introduced:

Senate Bill No. 231. A Bill for an Act Relating to Emergency Powers of Governing Bodies of Cities, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators O'Brien, Wahlund, Day, Spiekermeier and Geelan introduced:

Senate Bill No. 232. A Bill for an Act to Provide for Conciliation in Labor Disputes.

Was read the first time and referred to the Committee on Labor Relations.

Senators Dahl and Shrock introduced:

Senate Bill No. 233. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Licenses for the Retail Sale of Liquor.

Was read the first time and referred to the Committee on Social Welfare.

Senator Bridston introduced:

Senate Bill No. 234. A Bill for an Act to Amend and Reenact Sections 57-1517 of the 1949 Supplement to the North Dakota Revised Code of 1943 and 57-1902 of the North Dakota Revised Code of 1943, Relating to Deposit and Investment of School District Building and Special Reserve Funds.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Dahl and Schrock introduced:

Senate Bill No. 235. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Licenses for the Retail Sale of Liquor; Providing That the Fees for Such Licenses Shall Be Determined by the City, Village, or County Issuing Such Licenses.

Was read the first time and referred to the Committee on Social Welfare.

Senators Dahl and Schrock introduced:

Senate Bill No. 236. A Bill for an Act to Amend and Reenact Section 5-0304 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Licenses for the Wholesale Sale of Liquor.

Was read the first time and referred to the Committee on Social Welfare.

Senators Anderson and Nordhougen introduced:

Senate Bill No. 237. A Bill for an Act to Repeal Chapter 57-18 of the North Dakota Revised Code of 1943, Relating to Levies for County Improvements.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Streibel and Dewing introduced:

Senate Bill No. 238. A Bill for an Act to Amend and Reenact Section 28-0403 of the North Dakota Revised Code of 1943, Relating to Actions Having Venue Where the Cause Arose, Collision Between Motor Vehicles.

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

Senators Schoeder, Geelan and Thomas introduced:

Senate Bill No. 239. A Bill for an Act to Protect the Benefits of Chapter 52-09 of the 1949 Supplement to the North Dakota Revised Code of 1943 to Public Employees Who Are Called Into the Military Service of the United States During the Continuance of Such Service; and Declaring an Emergency.

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

Senators Bridston, Day, Shure, Freed, Welander, Blume, Foss and Luick introduced:

Senate Bill No. 240. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota by the State Board of Higher Education to Finance Certain Obligations Issued or To Be Issued Under the Provisions of Chapter 15-55, 1949 Supp. N.D.R.C. of 1943, and to Provide for Levies of Taxes and Appropriations to Pay Such Bonds.

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

Senators Morgan and Streibel introduced:

Senate Bill No. 241. A Bill for an Act to Repeal Chapter 289 of the 1945 Session Laws as Amended by Chapter 324 of the 1947 Session Laws and as Amended by Chapter 323 of the 1949 Session Laws, Relating to the Legislative Research Committee and Constituting Chapter 54-35 of the 1949 Supplement to the North Dakota Revised Code of 1943.

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

The Committee on Agriculture introduced:

Senate Bill No. 242. A Bill for an Act to Amend and Reenact Sections 36-0401, 36-0402, 36-0405, 36-0406 and

36-0407 of the North Dakota Revised Code of 1943, Relating to Livestock, Poultry and Wool Dealers.

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

Senators Torno, Kusler and Spiekermeier introduced:

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Sections 27-0305, 27-0306, Subsection 1 of Section 11-1704, 11-1705, 27-0740 and 27-0741 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Filing Fees in the Supreme, District and County Courts; Repealing Section 27-1208 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Declaring an Emergency.

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

Senator Troxel introduced:

Senate Bill No. 244. A Bill for an Act to Repeal Section 36-0408 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

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

Senators Shure and Duffy introduced:

Senate Bill No. 245. A Bill for an Act to Amend and Reenact Section 12-3011 of the North Dakota Revised Code of 1943, Relating to Penalties for Indecent Liberties.

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

Senators Day, Knudson and Duffy introduced:

Senate Bill No. 246. A Bill for an Act Providing for the Admissibility in Evidence of Handwriting for Purposes of Comparison.

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

Senators Day, Knudson and Duffy introduced:

Senate Bill No. 247. A Bill for an Act to Amend and Reenact Sections 5-0501 and 5-0502 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License of Alcoholic Beverages Required from Attorney General.

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

Senator Day by request introduced:

Senate Bill No. 248. A Bill for an Act to Amend and Reenact Sections 40-4003, 40-4005, 40-4021, 40-1604, and 57-1527 of the North Dakota Revised Code of 1943, as Amended by Sections 40-4005 and 40-4021 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Establish the Period from January First Through December Thirty-first as the Fiscal Year for Municipalities; to Permit a Levy of Not to Exceed One Hundred Fifty Per Cent of That Permitted by Section 57-1508 of the 1949 Supplement to the North Dakota Revised Code of 1943, as Amended, for Eighteen Month Period Commencing July 1, 1949 and Ending December 31, 1950; to Provide for the Matters Which Must

Be Shown in the Preliminary Budget Statement of Municipalities; to Eliminate the Interim Fund for Municipalities.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Pyle and Spiekermeier introduced:

Senate Concurrent Resolution "J." A Concurrent Resolution for the Amendment of Section 150 of the Constitution of the State of North Dakota.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Stucke, Streibel, Bridston and Day introduced:

Senate Concurrent Resolution "K." A Concurrent Resolution Addressed to the Board of Higher Education Pertaining to the Medical School.

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

Senators Day, Fetton, Foss, Rue, Streibel and Stucke introduced:

Senate Concurrent Resolution "L." A Concurrent Resolution Addressed to the Board of Administration Pertaining to the State Hospital.

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

The President appointed as a committee to make arrangements for the tour of the Garrison Dam, Senators Baeverstad, Klusmann and Thomas.

#### MOTIONS

Senator Streibel moved that Senate Bill No. 241 which was referred to the Committee on State and Federal Government be re-referred to the Committee on Judiciary, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### TWENTY-SIXTH DAY

Bismarck, January 27, 1951

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

Prayers by Chaplain Rev. Joseph Bachman, Bismarck.

Roll Call: All Senators present except Senators Knudson, Page and Schrock.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fourth day after recess and Twenty-fifth day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 27, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4  
Senate Bill No. 17  
Senate Bill No. 28  
Senate Bill No. 31  
Senate Bill No. 100  
Senate Bill No. 108  
Senate Bill No. 110  
Senate Bill No. 134

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

W. J. TROUT, Secretary.  
Senate Chamber  
Bismarck, January 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 543

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.  
Senate Chamber  
Bismarck, January 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 534  
House Bill No. 555  
House Bill No. 575  
House Bill No. 589  
House Concurrent Resolution "G"

Which the President has signed.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 27, 1951

Mr. President: I have the honor to transmit:

House Bill No. 528  
House Bill No. 530  
House Bill No. 541

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

KENNETH L. MORGAN, Chief Clerk.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 26  
Senate Bill No. 27  
Senate Bill No. 64  
Senate Concurrent Resolution "B"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 be amended as follows:

In line 3 strike out the figure \$98,335.00 and insert the figure \$100,335.00 in lieu thereof.

In line 13 strike out the figure \$32,000.00 and insert the figure \$34,000.00 in lieu thereof.

In line 16 for the total strike out the figure \$98,335.00 and insert the figure \$100,335.00 in lieu thereof.

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 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 3 strike out the figure \$16,035.00 and insert the figure \$17,335.00 in lieu thereof.

In line 9 strike out the figure \$10,750.00 and insert the figure \$11,000.00 in lieu thereof.

In line 11 strike out the figure \$750.00 and insert the figure \$1,000.00 in lieu thereof.

In line 13 strike out the figure \$4,000.00 and insert the figure \$4,800.00 in lieu thereof.

In line 16 for the total strike out the figure \$16,035.00 and insert the figure \$17,335.00 in lieu thereof.

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 Political Subdivisions to whom was referred Senate Bill No. 80, have had the same under consideration and recommend that the same be amended as follows:

In line 17, Section 2, after the word "auditor", insert the words "at least thirty days prior to the general election".

In line 26, Section 3, delete the word "No" and substitute the word "A".

In line 26, Section 3, following the word "no-party" insert the word "ballot".

In line 27, Section 3, delete the word "unless" and insert the word "if".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 109, have had the same under consideration and recommend that the same be amended as follows:

In title, delete the word "equipment".

Change the word "funds" to "fund"

Section 1, Line 6, following the word "department" insert "building or".

Section 1, Line 10, strike out the word "equipment".

Section 1, Line 12, following the word "equipment" strike out the period and insert the words "or building therefore".

Re-number the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 127, have had the same under consideration and recommend that the same do pass and be re-referred to the Committee on Appropriations.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 128, have had the same under consideration and recommend that the same do pass and be re-referred to the Committee on Appropriations.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 129, have had the same under consideration and recommend that the same do pass and be re-referred to the Committee on Appropriations.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 130, have had the same under consideration and recommend that the same do pass and be re-referred to the Committee on Appropriations.

W. H. SHURE, Chairman.

Senator Shure 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. 132, 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 Appropriations to whom was referred Senate Bill No. 147, 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.

## CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 5 be adopted, which motion prevailed.

Senator Fetton moved that the amendments to Senate Bill No. 61 be adopted, which motion prevailed.

Senator Solberg: I rise to a point of personal privilege for the purpose of making an explanation for the record. I fully realize, Mr. President, that in dealing with our schools in the redistricting problems it is a big experiment, but as long as we don't experiment we won't be able to solve any of the present problems. The other day when Senator Streibel placed a few remarks in the Journal, our schools in Williams County were referred to, and I would like to state that I fully agree with Senator Streibel when he said that many of the counties have not put forth the proper effort and yet they have been drawing this additional 10%. I am going to ask the permission of the Senate to just introduce into the record a copy I have here of a report from our county of what this new redistricting has done for us. It is just a beginning, but I am going to ask the permission of the Senate to insert this in the record, please.

There were no objections to the report being placed in the record and the same was read from the desk.

## REPORT OF SCHOOL DISTRICT NO. 8

This memo is to bring you up to date on the progress of School District No. 8. You will also find enclosed with this letter a statement of the transportation policies of School District No. 8. Your board has given careful consideration to this matter and feels that the policy as established is a fair one and requests your co-operation in its maintenance. Your opinions in this and all matters are requested. To date the board has visited all schools twice.

Although the year is not over, sufficient time has elapsed so that a very reasonable report — both as to finance and accomplishments can be given. No claim to perfection is made. Certain trivial items could have been improved upon — and will as things go along. But in the larger areas things have gone well. Especially when we consider that it was about Aug. 1 before the board could really begin to move under the law. To date we have:

1. Installed bottle gas in 34 schools.
2. Twenty-seven schools have had interior paint jobs. (Some could have stood two coats but time really was short — even to finding men.)
3. All schools have been insulated (ceilings). (A few had been done.)
4. In order to provide better school facilities the board is operating 45 schools instead of the 42 run last year.
5. Much equipment which will not need to be purchased next year has been bought. (one truck, one panel truck, floor sanding equipment, desk sanding equipment, electric saw, motors, toilet pumper, office equipment, paint spray, hand tools, etc. etc.)
6. All schools not previously wired have been wired. (Only two schools now not wired and these are not available to REA)
7. Three schools re-shingled.

8. Two outside paint jobs.
9. Educational film extended to every school in the district except 2 above.
10. Music program started in two schools on an experimental basis. Teachers report these highly successful.
11. Every school in the district received considerable maintenance work such as glass replacement and puttying, patching, installing thresholds, new toilet holes, weatherstripping all storm windows, and the hundred and one things needed to keep things going.
12. The district is now beginning a project of sanding and varnishing desks. By spring every teacher and pupil desk should look like new.
13. The district has on hand a number of items which have been paid for such as 250 gallons of paint, and 100 bundles of shingles.

School costs, like everything else, have gone up year after year. From 1945 school costs rose from about 107,000 to \$175,000. THEY ROSE \$15,000 the last year the schools operated independently — averaged \$13,000 increase every year the last five years. Before we go — take another look at the list above and then read on. For this year — SCHOOL COSTS WILL NOT RISE OVER LAST YEAR EVEN THOUGH WE ACCOMPLISHED ALL OF THE ABOVE AND IN SPITE OF THE FACT THAT SCHOOL COSTS HAVE BEEN GOING UP AN AVERAGE OF \$13,000 per year. When the new type operation was able to stop school costs from going up — and do all of the above, we feel that spells success.

The board is faced with the problem of ever rising prices and the fact that if the war condition continues they will be unable to get supplies for the coming year. Therefore, in order to avoid price rises and to be sure that repair and school supplies are available the board may have to (looks like it would be the wisest) purchase all of next year's materials at this time. If this has to be done, we will of course have two years' expenses on one report when the report comes out next spring.

In the very near future cards will be sent to school patrons so that they may participate in the hiring of teachers by expressing their wishes.

Space is getting short but we do want to mention a few of the savings made possible by quantity buying. Textbooks — over \$4,000. Toilet paper and paper towels — about \$2.00 per case. Sweeping compound that cost the districts from \$4.00 to \$6.00 per hundred was purchased at \$2.17 per hundred. A high quality outside white house paint was laid in at Williston at \$2.65 per gallon. Workbooks up to 30%. Insulation less than 5c sq. ft.

Again we would remind you that the board very earnestly solicits your advice and opinions. We want to run these schools the way you want them run.

Yours for Better Schools  
 Board New School District No. 8  
 Nels Trogstad  
 Clair Amsberry  
 Morris Arcand  
 Francis Edwards  
 George Hougen

## SECOND READING OF SENATE BILLS

Senate Bill No. 26

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, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Anderson	Knudson	Schrock
Bridston	Page	

So the bill passed and the title was agreed to.

Senate Bill No. 27

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan		

Absent and not voting:

Knudson	Page	Schrock
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So the bill passed and the title was agreed to.

## MOTIONS

Senator Streibel moved that Senate Bills No. 64 and No. 95 be laid over until Monday, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 69

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:

Anderson	Geelan	Sauer
Baeverstad	Haag	Schoeder
Bilden	Kamrath	Shure
Bjorlie	Klusmann	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Luick	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	O'Brien	Troxel
Feton	Olson	Wahlund
Foss	Pyle	Welander
Fraser	Reinke	Work
Freed	Rue	

Absent and not voting:

Knudson	Page	Schrock
Leno	Sandness	

So the bill passed and the title was agreed to.

Senate Bill No. 73

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Blume	Klusmann	Schoeder
Bridston	Krenz	Shure
Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Foss	Page	Schrock
Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 116

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, 9; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Freed	Reinke
Baeverstad	Geelan	Sandness
Bilden	Haag	Sauer
Bjorlie	Kamrath	Schoeder
Coghlan	Klusmann	Shure
Dahl	Krenz	Spiekermeier
Day	Kusler	Strand
Dewing	Luick	Thomas
Duffy	Morgan	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Pyle	Welander

Those voting in the negative were:

Blume	Olson	Streibel
Leno	Rue	Stucke
Nelson	Solberg	Work

Absent and not voting:

Bridston	Page	Schrock
Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 123

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Krenz	Shure
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Duffy	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Feton	Knudson	Schrock
Freed	Page	

So the bill passed and the title was agreed to.

Senate Bill No. 148

Was read the second time.

Senator Strand moved that Senate Bill No. 148 and Senate Concurrent Resolution "B" be laid over until Monday, which motion prevailed.

## FIRST READING OF HOUSE BILLS

House Bill No. 528. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

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

House Bill No. 530. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the Teachers' Insurance and Retirement Fund.

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

House Bill No. 541. A Bill for an Act to Amend and Re-enact Sections 32-1904, 32-1906, and 32-1907 of the North Dakota Revised Code of 1943, Relating to Foreclosure of Mortgages; Providing for Deficiency Judgments but Limiting Them to an Amount Not Exceeding the Difference Between the Mortgage Debt and the Fair Value of the Mortgaged Premises; and Prohibiting Other Suits Except for the Difference Between the Mortgage Debt and the Fair Value of the Mortgaged Premises.

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

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Day moved that the Senate request the Committee on State and Federal Government to return Senate Bill No. 118, which motion prevailed.

Senator Day moved that the sponsors of Senate Bill No. 118, Senators Leno, Shure and Day, be given the privilege of withdrawing Senate Bill No. 118, which motion prevailed.

Senator O'Brien moved that Senate Bills No. 26 and No. 27 be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., January 29, 1951, which motion prevailed.

W. J. TROUT, Secretary.



TWENTY-SIXTH DAY AFTER RECESS  
AND TWENTY-EIGHTH DAY

Bismarck, January 29, 1951

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 5

Senate Bill No. 61

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 Memorial Resolution "A"

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Memorial Resolution "A"

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

SECOND READING OF SENATE BILLS

Senate Bill No. 64.

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:

Anderson

Kamrath

Sauer

Baeverstad	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bilden Knudson Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 95.

Was read the second time.

Senator Duffy moved that Senate Bill No. 95 be amended as follows:

In line 6, delete the bracket.

In line 7, strike out the word "fifteen" and insert in lieu thereof the word "twenty-five".

In line 8, strike out the bracket.

Strike out all of Section 2. Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 95 be considered properly reengrossed and placed on second reading and final passage as amended, which motion prevailed.

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, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Page	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Geelan	Sauer	Work

Those voting in the negative were:

Bilden Nelson Olson

Absent and not voting:

Baeverstad Knudson Pyle

Haag

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Strand requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Strand moved that the Senate accept the resignation of Loring Knecht as committee clerk, which motion prevailed.

Senator Stucke moved that the Senate reconsider the vote by which Senate Concurrent Resolution "E" was lost, which motion prevailed.

Senator Stucke moved that Senate Concurrent Resolution "E" be placed at the foot of the calendar, which motion prevailed.

Senator Morgan moved that the Senate reconsider its action by which Senate Bill No. 116 was passed, which motion prevailed.

Senator Morgan moved that Senate Bill No. 116 be re-referred to the Committee on Industry and Business, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### TWENTY-EIGHTH DAY

Bismarck, January 29, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Joseph Bachman, Bismarck.

Roll Call: All Senators present except Senators Knudson and Pyle.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth Day after Recess and Twenty-sixth Day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 29, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 26  
Senate Bill No. 27  
Senate Bill No. 69  
Senate Bill No. 73  
Senate Bill No. 123

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

W. J. TROUT, Secretary.

MONDAY, JANUARY 29, 1951

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MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, January 29, 1951

Mr. President: I have the honor to return:

Senate Bill No. 62  
Senate Concurrent Resolution "C"  
Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 29, 1951

Mr. President: I have the honor to transmit:

House Bill No. 573  
House Bill No. 574  
House Bill No. 592  
House Bill No. 599  
House Bill No. 600  
House Concurrent Resolution "C"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 29, 1951

Mr. President: I have the honor to transmit:

House Bill No. 544  
House Bill No. 546

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

KENNETH L. MORGAN, Chief Clerk.

COMMUNICATIONS

A communication was presented from William D. Hasset, Secretary to the President, acknowledging receipt of Senate Resolution No. 1.

A communication was presented from Rep. Fred G. Aandahl acknowledging receipt of Senate Resolution No. 1.

MOTIONS

Senator Day moved that the above communications be printed in the Journal, which motion prevailed.

THE WHITE HOUSE  
WASHINGTON

January 24, 1951

My dear Mr. Trout:

The President has asked me to acknowledge the receipt of a copy of Senate Resolution No. 1 signed by yourself and Honorable Ray Schnell. He appreciates the courtesy of its transmittal.

Very sincerely yours,  
WILLIAM D. HASSETT  
Secretary to the President

Honorable W. J. Trout,  
Secretary of the Senate,  
North Dakota Legislature,  
Bismarck,  
North Dakota.

CONGRESS OF THE UNITED STATES  
House of Representatives  
Washington, D. C.

January 26, 1951

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

Dear Mr. Trout:

Senate Resolution No. 1 calling upon Congress and the President to withdraw our troops from Korea, develop a strong home defense, and unify American views on foreign policy, reached my office several days ago. Senator Milton R. Young immediately had the resolution extended in the Congressional Record.

The resolution has had my careful attention, and I deeply appreciate having this expression of opinion from the North Dakota State Senate, which should closely reveal the thinking of the people of North Dakota. As many pieces of legislation come before the Congress dealing with these major problems and the details of many related problems, the position taken in Senate Resolution No. 1 will be an important guiding influence on the position I will take.

Sincerely yours,  
FRED G. AANDAHL  
Member of Congress

COMMUNICATIONS

A communication was presented from Rep. Fred G. Aandahl acknowledging receipt of Senate Concurrent Resolution "F".

A communication was presented from Rep. Usher L. Burdick acknowledging receipt of Senate Concurrent Resolution "F."

Senator Nordhougen requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Nordhougen moved that the above communications be printed in the Journal, which motion prevailed.

CONGRESS OF THE UNITED STATES  
House of Representatives  
Washington, D. C.

January 26, 1951

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

Dear Mr. Trout:

Pursuant to the purpose of Senate Concurrent Resolution "F," I have contacted the Interstate Commerce Commission and the Association of American Railroads and have done what I could to convey the necessity of sending more box cars into North Dakota and especially into the northeast region.

These offices report that they have received numerous complaints and have informed us that they are in the process

of increasing the flow of empty cars into the area over the Great Northern, Northern Pacific and Soo Railroad lines to a point where, in their opinion, enough cars will be going in each day to take care of the situation.

Sincerely yours,

FRED G. AANDAHL  
Member of Congress

CONGRESS OF THE UNITED STATES  
House of Representatives  
Washington, D. C.

January 25, 1951

Mr. Milton Rue  
President Pro Tem  
North Dakota State Senate  
Bismarck, North Dakota

Dear Mr. Rue:

This will acknowledge receipt of the Senate Resolution in this morning's mail, regarding the present box-car shortage in North Dakota.

I had previously contacted the Interstate Commerce Commission in regard to this situation, following some letters from individuals I had received on the same subject. Mr. Stokes, who is in charge of the transportation end here, said he had sent an airmail letter to Mr. Smith, General Manager of Transportation in St. Paul, with instructions to get the cars moving with all possible dispatch. Mr. Stokes further stated that more than a thousand box-cars a day are going out over the Great Northern, Northern Pacific and Sioux lines, and that a large proportion of these has been ear-marked for the Dakotas. He also says that this number will gradually be increased shortly. Apparently the Commission is well aware of the emergency and is doing everything within its power to relieve it.

If you don't get the cars you need, please let me know at once, as I shall be more than glad to do everything possible to help in any way I can.

Very truly yours,

USHER L. BURDICK, m.c.

#### COMMUNICATIONS

A resolution was presented from the Association of General Contractors of North Dakota relative to House Bill No. 569.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 67, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 104, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

W. H. SHURE, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 15 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 16 be adopted, which motion prevailed.

Senator Feton moved that the amendments to Senate Bill No. 80 be adopted, which motion prevailed.

Senator Feton moved that the amendments to Senate Bill No. 109 be adopted, which motion prevailed.

#### MOTIONS

Senator Dahl moved that Senate Bill No. 224 which was referred to the Committee on General Affairs be returned to the Senate, which motion prevailed.

Senator Dahl moved that Senate Bill No. 224 be withdrawn from further consideration by the Senate, which motion prevailed.

Senator O'Brien moved that Senate Bills No. 64 and No. 95 be not reprinted, which motion prevailed.

Senator Strand: The Employment Committee recommends the employment of the following:

Dorothy Andvik.....Committee Clerk.....Bismarck

#### ROLL CALL

The question being on the selection of said employee, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Reinke	Work
Geelan	Rue	

Those voting in the negative were:

Shure

Absent and not voting:

Anderson	Pyle	Stucke
Knudson		

So said employee was declared elected to the position of committee clerk and the President of the Senate administered the oath of office to such employee.

Senator Day moved that it be the sense of this Senate that it would be proper for the Board of Administration to grant

the Hebron Brick Company permission to place their exhibits in the hall, which motion prevailed.

## SECOND READING OF SENATE BILLS

Senate Bill No. 148.

Which has been read.

Senator Duffy moved that Senate Bill No. 148 be re-referred to the Committee on Agriculture, which motion prevailed.

Senate Concurrent Resolution "B."

Was read the second time.

Senator Morgan moved that Senate Concurrent Resolution "B" be amended as follows:

Strike out lines 8, 9, 10, 11, 12 and 13. Which motion prevailed.

Senator Wahlund: Mr. President, Members of the Senate. The Senator from Eddy and Foster Counties, in his remarks, has brought out very thoroughly the inequality of conscription. I am taking the humane side of this resolution, as to what it may accomplish if adopted and carried out to its fullest extent, not only in these United States, but the world over.

I have searched for an answer, as how to stop war with all it's agony ever since I was discharged after World War 1, and this may be a part of the answer and to find that out, someone must lead off if there is ever to be a change in the settlement of disagreements between nations without bloodshed and all it's misery. If this resolution is adopted and our thoughts along this same line should spread to other States and there be adopted, and in turn our Federal government put them into operation, I think that with all sincerity it would have a tendency to abolish wars to a large degree.

Secondly if other nations should do likewise on a limited scale or as far as they should choose to go, the chances of eliminating armed conflict, I am hoping, would be greatly increased.

I am an ex-service man, and as such, I know first hand what war is like. It's ten times worse than General Sherman said it was. Nobody, even the best writers and painters, could ever bring to those of you, that have not witnessed armed conflict, just how brutal, heartless and inhuman wars are, and on top of that the agony, suffering and finally death for many of the boys in battle. And with that the heart aches and sorrow by the loved ones at home.

Therefore, my friends, if we in our own modest way here in North Dakota, should succeed in touching off a spark that would probably bring nations together, as we legislators, are gathered here today and in a peaceful way settle our differences whatever they may be across the table in an orderly way. When that is accomplished, the nations of the world could forever abolish man's inhumanity toward mankind.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "B" be considered properly reengrossed and placed on the calendar for second reading and final passage, as amended, which motion prevailed.



## ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "B," as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhousen	Thomas
Feton	Olson	Torno
Foss	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Anderson	Pyle	Stucke
Knudson		

So the resolution was declared adopted.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 62

Was delivered to the Governor for his approval at the hour of 3:30 p.m. o'clock, January 29, 1951.

W. R. BLUME, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution "A"

Was delivered to the Secretary of the State for his approval at the hour of 2 p.m. o'clock, January 29, 1951.

W. R. BLUME, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "C"

Was delivered to the Secretary of the State for his approval at the hour of 3:30 p.m. o'clock, January 29, 1951.

W. R. BLUME, Chairman.

Senator Morgan moved that after the reading of Senate Bills No. 5, 61, 132, 147, the Senate recess until 1:00 p.m., January 30, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**TWENTY-EIGHTH DAY AFTER RECESS  
AND TWENTY-NINTH DAY**

Bismarck, January 30, 1951

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

**SECOND READING OF SENATE BILLS**

Senate Bill No. 5

Which has been read.

**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:

Anderson	Klusmann	Schoeder
Bilden	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Freed	Page	Wahlund
Haag	Rue	Welander
Kamrath	Sauer	Work

Absent and not voting:

Baeverstad	Geelan	Reinke
Bjorlie	Knudson	Sandness
Bridston	Nelson	Shure
Dahl	Pyle	Strand
Fraser		

So the bill passed and the title was agreed to.

Senate Bill No. 61

Which has been read.

**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:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder

Blume	Krenz	Schrock
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Streibel
Dewing	Morgan	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Freed	Page	Welander
Haag	Rue	Work

Absent and not voting:

Baeverstad	Knudson	Sandness
Bjorlie	Nelson	Shure
Dahl	Pyle	Strand
Fraser	Reinke	Stucke
Geelan		

So the bill passed and the title was agreed to.

Senate Bill No. 132

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Klusmann	Schrock
Bilden	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Rue	Wahlund
Freed	Sauer	Welander
Haag	Schoeder	Work
Kamrath		

Absent and not voting:

Baeverstad	Geelan	Pyle
Bjorlie	Knudson	Reinke
Dahl	Morgan	Sandness
Fraser	Nelson	Shure

So the bill passed and the title was agreed to.

Senate Bill No. 147

Which has been read.

Senator Streibel moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Concurrent Resolution "E"

Which has been read.

Senator Schrock moved that further consideration of Senate Concurrent Resolution "E" be laid over until Wednesday, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 573. A Bill for an Act to Amend and Re-enact Section 4-1846 of the North Dakota Revised Code of

1943, Relating to the Sale of Impure, or Adulterated Milk, Cream, or Skimmed Milk.

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

House Bill No. 574. A Bill for an Act to Amend and Re-enact Section 4-1815 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Grades of Cream and Butterfat; Providing for Standards of Grading; and Requiring the Coloring of "Unlawful Cream", and the Keeping of Records.

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

House Bill No. 592. A Bill for an Act Relating to Non-profit Livestock Breeders Corporations; and Authorizing Such Corporations to Hold Stockholders Meetings and to Maintain Principal Places of Business Within or Without the State in Accordance With Authorized Bylaws.

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

House Bill No. 599. A Bill for an Act to Amend and Re-enact Section 5-0515 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Review by the Court of Revoked or Suspended License for Alcoholic Beverages.

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

House Bill No. 600. A Bill for an Act to Amend and Re-enact Section 25-0201 of the North Dakota Revised Code of 1943 Relating to the Title of the State Hospital.

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

House Concurrent Resolution "C." A Concurrent Resolution Urging That the Draft of Essential Agricultural Labor Be Kept at a Minimum and Not Materially Reduce Essential Agricultural Production and the Harvest and Care of Agricultural Resources.

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

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 15  
 Senate Bill No. 16  
 Senate Bill No. 80  
 Senate Bill No. 95  
 Senate Bill No. 109  
 Senate Concurrent Resolution "B"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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.

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 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 line 3 strike out the figure \$208,000.00 and insert the figure \$200,000.00 in lieu thereof.

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 State and Federal Government to whom was referred Senate Bill No. 48, 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 Political Subdivisions to whom was referred Senate Bill No. 93, have had the same under consideration and recommend that the same be amended as follows:

In section 1, line 11, following the word license insert the word "fees".

And placed on the calendar without recommendation.

G. I. FETON, Chairman.

Senator Fetton 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. 101, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 105, 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 Senate Bill No. 111, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 119, have had the same under consideration and recommend that the same be amended as follows:

In line 69 strike out everything after the word "years".

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 120, have had the same under consideration and recommend that the same be indefinitely postponed.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 140, 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 and Federal Government to whom was referred Senate Bill No. 141, 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 Senate Bill No. 153, have had the same under consideration and recommend that the same be amended as follows:

In the title delete the period after the word "municipalities" and insert a comma and add the words "and declaring an emergency".

Add after line 25 the following "Section 2. Emergency.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 156, 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 Senate Bill No. 159, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 161, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 162, have had the same under consideration and recommend that the same be indefinitely postponed.

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 State and Federal Government to whom was referred Senate Bill No. 170, have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

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 Judiciary to whom was referred Senate Bill No. 176, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 194, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 211, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 244, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 245, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

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

After the word "be" in line 25, delete the word "delivered" and insert in lieu thereof "mailed by the Secretary of State".

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 and Federal Government to whom was referred Senate Concurrent Resolution "H," 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. 557, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 597, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

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

Senator Bridston requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Bridston moved that the Senate reconsider its action whereby Senate Bill No. 159 was indefinitely postponed on committee report, which motion prevailed.

Senator Bridston moved that Senate Bill No. 159 be placed on the calendar, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### TWENTY-NINTH DAY

Bismarck, January 30, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Joseph Bachman, Bismarck.

Roll Call: All Senators present except Senators Geelan, Knudson and Pyle.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth Day after recess and Twenty-eighth day and recommends that the same be corrected as follows:

On page 227, line 5, correct the spelling of the word "sixth."

On page 227, line 31, after the word "Senate" insert the word "Memorial."



And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

A communication was presented from Chas. L. Harrison, Acting Director of the Interstate Commerce Commission, acknowledging receipt of Senate Concurrent Resolution "F."

Senator Day moved that the above communication be printed in the Journal, which motion prevailed.

#### INTERSTATE COMMERCE COMMISSION

Bureau of Service

Washington 25

January 26, 1951

The Honorable Milton Rue  
President Pro Tem of Senate  
North Dakota Legislative Assembly  
Bismarck, North Dakota

My dear Senator:

This will acknowledge receipt of Senate Concurrent Resolution "F" requesting this Commission to take such action as may be necessary to insure an adequate box car supply for the early movement of durum grain.

The box car supply in the State of North Dakota is not unlike that which obtains in many other sections of the country. Shortages and blocked elevators in the States of Nebraska, Eastern Colorado, Kansas, Montana, South Dakota, and other granger states are being reported to this office daily, while, on the other hand, daily loadings are far in excess of a year ago, running as high as 30%.

Since January 11th of this year, there has been a movement of empty grain box cars from the East to the West in excess of 1,000 daily, and this movement will continue for some time, and with this relief now on the way, it is felt that gradual relief will be experienced in the State of North Dakota and adjacent states. This Commission is not unmindful of your situation, and every effort will be made to protect the movement of grain at the earliest practicable moment. Service Agents representing this Commission are out in the field checking at railroad terminals and stations, and assisting in every way possible to effect release of box cars and other equipment to increase the available supply.

We will continue to take such action that will increase the car supply to shippers of all territories, so that all will receive an equitable share of the available equipment.

Very truly yours,

CHAS. L. HARRISON,  
Acting Director.

#### FIRST READING OF SENATE BILLS

Senator Thomas, Bjorlie and Klusmann introduced:

Senate Resolution No. 3. A Senate Resolution to Appoint an Official Photographer for the Senate of the Thirty-second Legislative Assembly of the State of North Dakota.

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

Senator Thomas moved that Senate Resolution No. 3 be printed in the Journal, which motion prevailed.

**SENATE RESOLUTION NO. 3**

Introduced by Senators Thomas, Bjorlie and Klusmann.

A Senate Resolution to Appoint an Official Photographer for the Senate of the Thirty-second Legislative Assembly of the State of North Dakota.

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

- 1 WHEREAS, for historical purposes it has been the
- 1a custom
- 2 of all North Dakota legislative assemblies to have
- 2a composite
- 3 group pictures made of all members of such assemblies,
- 3a and
- 4 WHEREAS, Campbells Studio of Bismarck, North
- 4a Dakota
- 5 offers to make a composite group picture of the thirty-
- 6 second legislative assembly size 30x40, said picture to be
- 7 framed and ready to hang, and fifty-five eleven by
- 7a fourteen
- 8 copies of said picture for each member and desk force of
- 9 the senate at a cost of three hundred seventy-five dollars.
- 10 NOW THEREFORE, BE IT RESOLVED, that
- 10a Campbells Studio,
- 11 Bismarck, North Dakota, be, and is hereby appointed of-
- 12 ficial photographer for the North Dakota senate of the
- 13 thirty-second legislative assembly.
- 14 BE IT FURTHER RESOLVED, that the Campbells
- 14a Studio
- 15 of Bismarck, North Dakota, be and is hereby awarded the
- 16 sole privilege of photographing members of the senate of
- 17 the thirty-second legislative assembly, at a cost price of
- 18 three hundred seventy five dollars, to be taken out of
- 19 legislative expenses.

**REPORT OF STANDING COMMITTEE**

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 197, have had the same under consideration and recommend that the same do pass and be re-referred to the Committee on Appropriations.

J. B. BRIDSTON, Chairman.

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

**SECOND READING OF SENATE BILLS**

Senate Bill No. 15

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:

- |            |          |          |
|------------|----------|----------|
| Anderson   | Kamrath  | Sauer    |
| Baeverstad | Klusmann | Schoeder |
| Bilden     | Krenz    | Schrock  |
| Bjorlie    | Kusler   | Shure    |
| Blume      | Leno     | Selberg  |

Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Haag		

Absent and not voting:

Geelan                      Knudson                      Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 16

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Haag		

Absent and not voting:

Geelan                      Knudson                      Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 67

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, 18; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Nelson	Streibel
Dewing	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Wahlund
Fraser	Pyle	Welander
Haag		

Those voting in the negative were:

Bilden	Krenz	Sauer
Bridston	Morgan	Shure
Dahl	Nordhougen	Strand
Duffy	Reinke	Torno
Freed	Rue	Troxel
Klusmann	Sandness	Work

Absent and not voting:

Anderson	Geelan	Knudson
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So the bill passed and the title was agreed to.

Senate Bill No. 80

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, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Klusmann	Schoeder
Bilden	Krenz	Shrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Sauer	Work
Kamrath		

Absent and not voting:

Anderson	Geelan	Rue
Dahl	Knudson	Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 104

Senator Shure moved that Senate Bill No. 104 be laid over one legislative day.

Senator Streibel: I would like to second the motion and have it printed in the Journal. I second the motion for a reason. George Dixon is busier here than I ever saw him before trying to sell this bill. But what he failed to tell the Senators, while lobbying, is the statement he made before the committee when he admitted that none of this money will be spent for country roads. I want to give him ample time to go out and tell the farmers that he is going to tax them one cent per gallon on fuel or gas without refund, for which they will receive no benefit.

The question was on the motion of Senator Shure that Senate Bill No. 104 be laid over one legislative day, which motion prevailed.

Senate Bill No. 109

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Absent and not voting:

Geelan	Schrock	Shure
Knudson		

So the bill passed and the title was agreed to.

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator O'Brien moved that Senate Bills No. 5, 15, 16, 61, 80, and 109, be not reprinted, which motion prevailed.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 544

House Bill No. 546

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

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 30, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 64

Senate Bill No. 95

Senate Concurrent Resolution "B"

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, January 30, 1951

Mr. Speaker: I have the honor to return:

House Bills No. 544

House Bill No. 546

Which the President has signed.

W. J. TROUT, Secretary.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., January 31, 1951, which motion prevailed.

W. J. TROUT, Secretary.

TWENTY-NINTH DAY AFTER RECESS  
AND THIRTIETH DAY

Bismarck, January 31, 1951

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

SECOND READING OF SENATE BILLS

Senate Bill No. 19

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:

Anderson	Kamrath	Sauer
Baeverstad	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work

Absent and not voting:

Bilden	Klusmann	Olson
Bjorlie	Knudson	Schoeder
Foss		

So the bill passed and the title was agreed to.

Senate Bill No. 101

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Bilden	Knudson
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 104

Senator Shure moved that Senate Bill No. 104 be laid over one legislative day, which motion prevailed.

Senate Bill No. 105

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	O'Brien	Troxel
Feton	Olson	Wahlund
Foss	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Those voting in the negative were:

Bjorlie	Schrock	Solberg
Fraser	Shure	Stucke
Leno		

Absent and not voting:

Knudson

So the bill passed and the title was agreed to.

Senate Bill No. 111.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Geelan		

Absent and not voting:

Knudson                      Nordhougen                      Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 140.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Absent and not voting:

Knudson                      Nordhougen

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 141.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Geelan		

Those voting in the negative were:

Pyle	Shure	
Absent and not voting:		
Bilden	Nordhougen	Page
Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 147.

Was read the second time.

Senator Streibel moved that further action on Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Bill No. 156.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Absent and not voting:

Knudson Page

So the bill passed and the title was agreed to.

#### REPORTS OF STANDING COMMITTEES

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 do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 127, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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 amended as follows:

In line 9 strike out the word "effecting" and insert the word "effective" in lieu thereof.

And when so amended recommend the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 129, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 130, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 197, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 163, have had the same under consideration and recommend that the same be amended as follows:

In line 18 after the word "of", insert the words, "the state,".

In line 19 strike out the words "the county". In the same

line strike out the word "general" and insert in lieu thereof the words "Public Welfare".

In line 20 after the word "for" insert the following: "80% of".

And when so amended recommend the same do pass.

O. E. BILDEN, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 226, have had the same under consideration and recommend that the same do pass. and be re-referred to the Appropriations Committee.

W. H. SHURE, Chairman.

Senator Shure 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. 227, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 228, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

Senator Morgan 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. 229, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 237, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure 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 Resolution No. 3, have had the same under consideration and recommend that the same do pass.

RILIE R. MORGAN, Vice-Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 29 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 93 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 119 be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 153 be adopted, which motion prevailed.

Senator Bridston moved that the amendments to Senate Concurrent Resolution "G" be adopted, which motion prevailed.

Senator Bilden moved that Senate Bills Nos. 233, 235, and 236 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

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

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

W. J. TROUT, Secretary.

### THIRTIETH DAY

Bismarck, January 31, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll Call: All Senators present except Senator Knudson.

A quorum was declared by the President.

#### REPORTS OF STANDING COMMITTEES

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

On page 244, line 28, correct the spelling of the words "Shortages" and "blocked."

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 142, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

JOSEPH A. REINKE, Chairman.

Senator Reinke 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. 148, have had the same under consideration and recommend that the same be amended as follows:

Strike out lines 19, 20 and 21 and substitute in lieu thereof the following:

"SECTION 2. AMENDMENT.) Section 26-2224 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

26-2224. ADDITIONAL INSURANCE: APPLICATION; WHEN EFFECTIVE; CONTENTS OF APPLICATION.) IF

the original application for hail insurance calls for (((five))) eight dollars per acre insurance, the insured, before loss and before July fifteenth, may make an application to the state hail insurance department for an additional (((three))) four dollars per acre protection. Such application shall be made in duplicate upon forms prepared and furnished by the commissioner of insurance, and shall be mailed directly to the department at Bismarck, and shall contain the legal description of the land, the kind of crops, the acreage thereof on which additional insurance is desired, and a statement to the effect that such crops have not been damaged or destroyed by hail. The location of the crops on which additional insurance is desired shall be shown on a diagram on the application blank. The application shall be signed by the applicant and shall be acknowledged before an assessor or sworn to before someone authorized to administer oaths. If the applicant is a tenant, the signed consent of the person liable for the hail indemnity tax must appear upon such application, and if the owner makes such application the written consent of the tenant must appear thereon. If an owner or a tenant acts as agent one for the other in filing such application, a written authorization so to act shall be attached to the application. An application for additional insurance is subject to the approval of the commissioner of insurance, and if approved, the duplicate thereof shall be returned to the applicant and shall be his policy of insurance. In no event shall such additional insurance become effective before the application is on file in the office of the state hail insurance department."

"SECTION 3. AMENDMENT.) Section 26-22241 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

26-22241. ADDITIONAL COVERAGE BY STATE HAIL INSURANCE DEPARTMENT; AMOUNT OF INDEMNITY. Any person who has made application for hail insurance coverage of either (((five))) eight dollars or (((eight))) twelve dollars per acre with the state hail insurance department, may make application for additional coverage as herein provided. Such additional coverage shall be for five dollars or ten dollars per acre, as the application for such insurance may specify. Such application shall be made in duplicate at the office of the county auditor in the county where the land described in the application is located, and shall be made on forms to be furnished by the state hail insurance department.

Such application shall refer to the original application or applications already applied for, and contain a legal description of the land, the kind of crops and acreage of the same on which additional insurance is desired; in no event shall such additional insurance become effective before the application is on file in the state hail insurance department in Bismarck. No indemnity shall be allowed for any loss or damage to such crops after the same is cut or on any abandoned crop. The county auditor shall be paid the sum of one cent per acre on all applications for such additional insurance approved by the state hail insurance department for his services in writing the applications as herein provided."

In line 22 change "Section 3" to "Section 4"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 158, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 535, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 31, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5  
Senate Bill No. 15  
Senate Bill No. 16  
Senate Bill No. 61  
Senate Bill No. 67  
Senate Bill No. 80  
Senate Bill No. 109  
Senate Bill No. 132

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

W. J. TROUT, Secretary.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 159.

Was read the second time.

Senator Bridston moved that Senate Bill No. 159 be amended as follows:

In line 1 strike out the word "REPEAL" and insert the word "AMENDMENT."

In line 2 strike out the word "repealed" and the period and add the following: "amended and reenacted to read as follows: No public school other than institutions of higher education and junior colleges shall change or alter the basic textbooks which are used in the schools more often than once in five years." Which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 159 be considered properly reengrossed, and placed on second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 159.

#### ROLL CALL

The question being on the final passage of Senate Bill No.

159, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Geelan	Rue
Baeverstad	Haag	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Krenz	Shure
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Troxel
Feton	O'Brien	Wahlund
Foss	Olson	Welander
Fraser	Page	Work
Freed	Reinke	

Those voting in the negative were:

Kamrath	Sandness	Solberg
Pyle	Schrock	Torno

Absent and not voting:

Bilden	Knudson
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So the bill passed and the title was agreed to.

Senator Bridston moved that the title to Senate Bill No. 159 be amended as follows:

In line one of the title strike out the word "repeal" and insert in lieu thereof the words "amend and reenact". Which motion prevailed.

Senate Bill No. 161.

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, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geeian	Sandness	

Those voting in the negative were:

Bilden

Absent and not voting:

Kamrath	Page	Strand
Knudson		

So the bill passed and the title was agreed to.

Senator Day requested that the Senate be on the eighth order of business, which motion prevailed.

MOTIONS

Senator Day moved that the legislative delegation from each county or district, whichever is larger, select one of their number within 48 hours and notify the President of the Senate and the Speaker of the House of such selection; and that the Senate members so selected be appointed by the President as the Senate members of a special joint committee on apportionment, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 176.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Knudson Strand

So the bill passed and the title was agreed to.

Senate Bill No. 194.

Was read the second time.

Senator Troxel moved that Senate Bill No. 194 be amended as follows: In line 11, page 2, strike out the word "twenty" and insert in lieu thereof the word "five", which motion prevailed.

Senator Troxel moved that the rules be suspended and that Senate Bill No. 194 be considered properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 194, as amended, the roll was called and there were ayes, 19; nays, 28; absent and not voting, 2.



Those voting in the affirmative were:

Bridston	Nelson	Strand
Day	Nordhougen	Streibel
Geelan	Page	Thomas
Kamrath	Reinke	Troxel
Krenz	Sauer	Wahlund
Kusler	Schoeder	Welander
Luick		

Those voting in the negative were:

Anderson	Foss	Pyle
Baeverstad	Fraser	Rue
Bilden	Freed	Sandness
Bjorlie	Haag	Schrock
Blume	Klusmann	Shure
Coghlan	Leno	Solberg
Dahl	Morgan	Spiekermeier
Dewing	O'Brien	Torno
Duffy	Olson	Work
Feton		

Absent and not voting:

Knudson                      Stucke

So the bill was declared lost.

Senate Bill No. 244

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Those voting in the negative were:

Dahl                      Sandness

Absent and not voting:

Knudson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 245

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:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welaender
Haag	Rue	Work

Absent and not voting:

Anderson	Knudson	Strand
Foss		

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "E."

Which has been read.

Senator Streibel: My reaction to the youngsters appearing before our committee in favor of this resolution were:

Vulgar of manner, overfed,  
Overdressed and underbred,  
A squirming herd in Mammon's mesh,  
A wilderness of human flesh.

This is the second time since I have become a member of the Senate that this question has been up for consideration. The first time it was defeated. And this time I know it will again be defeated. But for the sake of those who may be called upon to debate this same question at some future time, let me insert a little poem in the record whereby they may be guided.

#### MAKING A MAN

Hurry the baby as fast as you can,  
Hurry him, worry him, make him a man.  
Off with his baby clothes, get him in pants.  
Feed him on brain foods and make him advance.  
Hustle him, soon as he's able to walk.  
Into a grammar school; cram him with talk.  
Fill his poor head full of figures and facts,  
Keep on a-jamming them in till it cracks.  
Once boys grew up at a rational rate,  
Now we develop a man while you wait,  
Rush him through college, compel him to grab  
Of every known subject a dip and a dab.  
Get him in business and after the cash,  
All by the time he can grow a mustache.  
Let him forget he was ever a boy,  
Make gold his god and its jingle his joy.  
Keep him a-hustling and clear out of breath,  
Until he wins—nervous prostrations and death.

Nixon Waterman.

## ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "E," the roll was called and there were ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Nelson	Strand
Coghlan	O'Brien	Stucke
Day	Pyle	Wahlund
Foss	Sandness	Welander
Geelan		

Those voting in the negative were:

Baeverstad	Kamrath	Sauer
Bilden	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nordhougen	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	Work
Haag	Rue	

Absent and not voting:

Knudson

So the resolution was declared lost.

Senate Concurrent Resolution "H"

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, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Streibel
Dahl	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Duffy	Olson	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Those voting in the negative were:

Morgan Pyle

Absent and not voting:

Feton Knudson Strand

So the resolution was declared adopted.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, January 31, 1951

Mr. President: I have the honor to return:

Senate Bill No. 54  
Senate Bill No. 114

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 31, 1951

Mr. President: I have the honor to transmit:

House Bill No. 543

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 31, 1951

Mr. President: I have the honor to transmit:

House Bill No. 524  
House Bill No. 542  
House Bill No. 563  
House Bill No. 564  
House Bill No. 572  
House Bill No. 579  
House Bill No. 615  
House Bill No. 618  
House Bill No. 619  
House Bill No. 644

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

KENNETH L. MORGAN, Chief Clerk.

FIRST READING OF HOUSE BILLS

House Bill No. 524. A Bill for an Act Making an Appropriation for the Disbursement by the Public Welfare Board in Providing Public Assistance to Dependent Children and to Needy Blind and Providing Child Welfare Services and Services to Crippled Children, also for Providing Assistance to the Needy Aged and General Assistance for Relief to Destitute and Necessitous Persons, and for the Necessary Costs of Administration of All of the Programs Above Mentioned.

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

House Bill No. 542. A Bill for an Act to Amend and Re-enact Section 57-0233 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Section 58-0902 of the North Dakota Revised Code of 1943, Relating to Assessors in Townships and Unorganized Territories.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 563. A Bill for an Act to Amend and Re-enact Subdivision 1 of Subsection F and Subsection P of Section 52-0920, and Section 52-0909 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement of Public Employees.

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

House Bill No. 564. A Bill for an Act to Amend and Re-enact Subdivision c of Subsection 5 of Section 65-0102 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Coverage of Employees of Sub-contractors or Independent Contractors Under Workmens Compensation.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 572. A Bill for an Act to Amend and Re-enact Sections 50-1202, 50-1203, 50-1205, 50-1206, 50-1207, 50-1208, 50-1210, 50-1211, 50-1212, 50-1213, 50-1214, 50-1215, 50-1216 and 50-1217 of the North Dakota Revised Code of 1943, Relating to Child-Placing Agencies.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 579. A Bill for an Act to Amend and Re-enact Sections 24-0602, 24-0607, 24-0608 and 24-0609 of the North Dakota Revised Code of 1943 and to Repeal Sections 24-0621, 24-0622, 24-0623, 24-0624, 24-0625 and Subsection 3 of Section 58-1203 of the North Dakota Revised Code of 1943, Relating to Township Road and Bridge Construction, Improvements and Repairs.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 615. A Bill for an Act to Repeal Section 37-1515 of the North Dakota Revised Code of 1943, Relating to Disbursement of Moneys for the Support and Maintenance of the State Soldiers Home.

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

House Bill No. 618. A Bill for an Act to Amend and Reenact Section 40-4020 of the North Dakota Revised Code of 1943, Relating to Municipal Contracts Made Prior to Appropriation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 619. A Bill for an Act to Amend and Reenact Section 40-3312 of the North Dakota Revised Code of 1943, as Amended, Relating to Municipal Utilities Funds, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 644. A Bill for an Act to Amend and Reenact Section 14-0315 of the North Dakota Revised Code of 1943, Relating to Dispensing with Serological Tests for Marriage License, and Declaring an Emergency.

Was read the first time and referred to the Committee on Social Welfare.

#### SECOND READING OF HOUSE BILLS

House Bill No. 557.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schroek
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Those voting in the negative were:

Page

Absent and not voting:

Knudson

So the bill passed and the title was agreed to.

House Bill No. 597.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Knudson

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. 543

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

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Day moved that Senate Bill No. 166 be re-referred to the Committee on Natural Resources; Senate Bill No. 139 to the Committee on Veterans and Military Affairs; and Senate Bill No. 243 to the Committee on Judiciary, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 1, 1951, which motion prevailed.

W. J. TROUT, Secretary.

THIRTIETH DAY AFTER RECESS  
AND THIRTY-FIRST DAY

Bismarck, February 1, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 24

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, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Knudson	Schrock
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Day	Leno	Strand
Dewing	Luick	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	Work
Kamrath	Sauer	

Absent and not voting:

Bilden	Dahl	Sandness
Bridston	Morgan	Shure
Coghlan	Rue	

So the bill passed and the title was agreed to.

Senate Bill No. 29

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:

Anderson	Haag	Sauer
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Baeverstad	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Solberg
Coghlan	Kusler	Spiekermeier
Day	Leno	Strand
Dewing	Luick	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Those voting in the negative were:

Krenz	Page	Troxel
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Absent and not voting:

Bilden	Morgan	Sandness
Bridston	Rue	Shure
Dahl		

So the bill passed and the title was agreed to.

Senate Bill No. 93

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, 5; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Solberg
Coghlan	Kusler	Spiekermeier
Dewing	Leno	Strand
Duffy	Luick	Streibel
Feton	Nelson	Thomas
Foss	Nordhougen	Torno
Fraser	O'Brien	Troxel
Freed	Olson	Wahlund
Geelan	Page	Welander
Haag	Pyle	Work
Kamrath	Reinke	

Those voting in the negative were:

Blume	Sandness	Stucke
Day	Schrock	

Absent and not voting:

Bjorlie	Dahl	Rue
Bridston	Morgan	Shure

So the bill passed and the title was agreed to.

Senator Nordhougen moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 104

Senator Shure moved that Senate Bill No. 104 be laid over one legislative day, which motion prevailed.

Senate Bill No. 119

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Geelan	Reinke	Welander
Haag		

Absent and not voting:

Freed	Strand	Work
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

## REPORTS OF STANDING COMMITTEES

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 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 Transportation to whom was referred Senate Bill No. 47, have had the same under consideration and recommend that the same be amended as follows:

In line 10, delete the words "one dollar" and in lieu thereof insert "fifty cents".

In line 11, after the second word "trailer" insert "enters the state".

In line 12, delete the word "carriers" and in lieu thereof insert the word "carrying".

In lines 12 and 13 delete the parenthesis.

In lines 13 and 14 delete the words "the provisions of this section shall not apply" and insert in lieu thereof "for a period of thirty days".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom

was referred Senate Bill No. 102, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 137, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 143, 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 and Federal Government 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 10, strike out the words "who shall be a competent business executive".

In line 12, after the word superintendent, strike out the period and insert the words "and a business manager who shall be a competent business executive."

Renumber the lines accordingly.

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 Judiciary to whom was referred Senate Bill No. 168, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 174, 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 Senate Bill No. 189, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on State and Federal

Government to whom was referred Senate Bill No. 200 have had the same under consideration and recommend that the same be re-referred to the Appropriations Committee 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 and Federal Government to whom was referred Senate Bill No. 204, 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 and Federal Government to whom was referred Senate Bill No. 207, 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 and Federal Government to whom was referred Senate Bill No. 225, 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 and Federal Government to whom was referred Senate Concurrent Resolution "I," 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 Transportation to whom was referred House Bill No. 550, have had the same under consideration and recommend that the same be amended as follows:

In line 20 after the word "sold" insert "within the state".  
And when so amended recommend the same do pass.

**HUGH J. WORK, Chairman.**

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

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 553, have had the same under consideration and recommend that the same do pass.

**HUGH J. WORK, Chairman.**

Senator Work 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. 582, have had the same under consideration and recommend that the same do pass.

**CARROLL E. DAY, Chairman.**

Senator Day 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. 585, have had the same under consideration and recommend that the same be amended as follows:

In line 9, strike out everything after the word, "action".

In line 11, insert at the end of the line the following language: "within six months from the date of the accident,".

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 587, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 128 be adopted, which motion prevailed.

Senator Troxel moved that the amendments to Senate Bill No. 148 be adopted, which motion prevailed.

Senator O'Brien moved that the amendments to Senate Bill No. 163 be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 1, 1951

Mr. President: I have the honor to transmit:

House Bill No. 525

House Bill No. 536

House Bill No. 605

House Bill No. 614

House Bill No. 640

House Bill No. 645

House Bill No. 646

House Bill No. 671

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 1, 1951

Mr. President: I have the honor to return:

Senate Bill No. 84.

Which the House has amended as follows:

On line 9, after the word "name" add the following words "and address".

KENNETH L. MORGAN, Chief Clerk.

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

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

W. J. TROUT, Secretary.

## THIRTY-FIRST DAY

Bismarck, February 1, 1951

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

Prayers by Chaplain A. G. Hewitt, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-ninth Day after recess and Thirtieth Day and find the same correct.

ARNOLD BJORLIE, Chairman.

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

## COMMUNICATIONS

A communication was presented from Anna F. Jones, Secretary of the Dacotah Club of Verona, North Dakota, urging support of appropriations for library promotions, which communication was referred to Committee on Appropriations.

A telegram was presented from Milton S. Young, U. S. Senator relative to the railroad strike situation and to the slowed up movement of boxcars in the northwest.

A communication was presented from Alex C. Burr, Director of Research, inviting the members of the North Dakota Legislature to visit the Lignite Research Laboratory adjacent to the University of North Dakota.

## MESSAGE FROM THE GOVERNOR

State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

January 31, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved Senate Bill Number 62.

This bill has been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor.

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 29

Senate Bill No. 93

Senate Bill No. 119

Senate Bill No. 153

Senate Bill No. 159

Senate Concurrent Resolution "G"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 54

Senate Bill No. 114

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

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

#### MOTIONS

Senator Streibel moved that the vote by which Senator Day's motion, printed on page 259 of the Senate Journal, was passed, be reconsidered, which motion prevailed.

Senator Streibel moved that the Senate vote on the original motion of Senator Day that the legislative delegation from each county and district, whichever is larger, select one of their number within 48 hours and notify the President of the Senate and the Speaker of the House of such selection; and that the Senate members so selected be appointed by the President as the Senate members of a special joint committee on apportionment.

Senator Day made the substitute motion that further action on that motion be delayed until later this afternoon to see what action the House have taken, which motion was lost.

There being no objections, Senator Day then withdrew his original motion.

Senator Morgan: Mr. President, I rise to a point of personal privilege.

I belong to several fraternal organizations. For many years I was active in some of these organizations. Each of them, like the state senate, has an order of business which they followed at their meetings. Each of them has a place in its order of business which reads "For the Good of the Order."

I sometimes wish the senate and the house rules provided for such an entry in our order of business where members of these two bodies could arise on the floor and, without speaking on any particular bill, resolution or proposal, discuss subjects and projects which are vital to the state of North Dakota and its people.

My purpose in speaking at this time is to dispel and dissolve some rumors and reports which have been in circulation over the state during the past several days concerning one of the large institutions of the state. I refer to the State Hospital at Jamestown.

Dr. A. M. Fisher and some members of his staff appeared before the appropriations committee of the senate the other evening to testify concerning the budget proposed for that institution during the coming biennium. Dr. Fisher made a fine and sincere plea for a better understanding of the problems confronting the institution and for more funds for needed improvements.

Unfortunately, in a few places, Dr. Fisher's statements

have been misconstrued and the impression is being fostered that the Jamestown Hospital is in a serious state of physical deterioration. There are those, too, who would encourage the belief that the personnel of the institution is below par and that perhaps patients are not receiving all of the consideration which should be accorded them.

I have been a member of the state budget board for the past six years and as a member of that board, I have visited the Jamestown hospital on three occasions. We have spent from one to two days at the institution on each occasion. Admittedly, it has not been possible for us to look into every detail of the operation of an institution of this size in one or two days.

After all, the Jamestown Hospital is a medium sized city in itself. There are more than 2,100 patients at the institution and more than 300 employees. There are less than twenty cities in North Dakota as large as the Jamestown Hospital.

But, I can testify the investigations of the budget board have been as thorough and as complete as time would allow. And I cannot help but feel that we obtained a pretty good idea of how the institution operates, the condition of its plant, and the care which is being accorded its patients.

No one would seriously contend that the Jamestown Hospital is one of the finest of its kind in the United States, as can be said of the State Tuberculosis Sanatorium at San Haven. Likewise, no one can say that the Jamestown Hospital is seriously below the national average standards. Probably it compares favorably with most such institutions in states of similar size, wealth and population.

Probably anyone can go into the Jamestown Hospital and pick out some few things which are below standard and which could be improved. I doubt if there is any department, bureau, board or institution in the state which could not be criticized if, by clever misrepresentation, we could pick out some small mistake and magnify it out of all proportion to its true prospective.

Even the state legislature is not immune to such misrepresentation—or perhaps I should say, inference. Two years ago an enterprising photographer took a picture of one of the janitors hauling a wheelbarrow full of empty bottles out of the capitol building the day after the 31st legislative assembly adjourned. That picture was published in the newspapers and the impression made upon the public was that the legislature was made up largely of irresponsible inebriates. You know, and I know, that such is not the case. You know, and I know that, by and large, members of the legislature are honest, honorable, hardworking men and women who are temperate in their habits and conscientious in their work. Yet one little picture gives the public an entirely different impression.

In passing may I say there are persistent rumors that unauthorized pictures have recently been taken at the Jamestown Hospital by men of doubtful personal and political integrity.

Saturday the appropriations committee of the house and senate will pay a visit to the Jamestown Hospital. I think this is a splendid thing. In the few hours they will be there, it will not be possible to see much of the details of the opera-



tion of the institution. They will find some things there which will not be pleasing. The Jamestown Hospital, the Grafton State School and other such institutions are not pleasant places to visit. One comes away from them in a state of melancholy and depression. Yet there is comfort and satisfaction in the knowledge that 60% of those who enter this institution are eventually paroled.

There is much that we might do at both Jamestown and Grafton if North Dakota was a rich and wealthy state. But, in dealing with those as well as all other institutions we are confronted with cold, hard facts that we are a small state, with meager resources and a tax burden which bears heavily upon our people.

To me one of the most despicable characters in the world is the selfish politician who uses the misfortune of others to promote his own interests. There are men who are not above playing upon the sentiments and emotions of those who have friends and relatives confined at the Jamestown Hospital for a selfish political purpose. Such men should be scorned and cast out by all decent and honorable people.

And so I am happy to know that these two committees are going to Jamestown Saturday to see for themselves just what the state and its servants are doing for our unfortunate people. I know they will have a better understanding and a better appreciation of our problem after their visit. And I know they will come back to the legislature, and go to their homes a few weeks later, able and ready to assure the people of North Dakota that their unfortunates are being cared for decently and to the best of the state's ability.

In conclusion let me say that I have been a member of the Appropriations Committee of the Senate for the past six sessions, and I can testify that at no time, in those years, has the matter of politics entered into our consideration of the appropriations for any of the institutions in North Dakota, charitable, penal or educational. I can also testify that is the attitude of the present Appropriations Committee, and I sincerely hope and trust it will always be so. Let us keep these institutions out of politics.

Senator Dahl moved that the remarks of Senator Morgan be printed in the Journal, which motion prevailed.

Senator Dahl: I am happy that the two committees from the House and Senate have been invited to come to Jamestown to investigate this institution and to see what can be done and what should be done. I am satisfied that the members of these committees are sincere in their efforts to bring this institution into good physical condition even though we have to delay work on some of the other institutions in the state. I know and I am absolutely satisfied, in my own mind, that we want to take care of these people who cannot help themselves, and if that care is necessary and needed at this time, I am sure it is going to be done. After these people have made this trip they will see what should be done and will see that it is done.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 1, 1951

Mr. Speaker: I have the honor to return:  
House Bill No. 557

House Bill No. 597

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 1, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 19  
Senate Bill No. 101  
Senate Bill No. 105  
Senate Bill No. 111  
Senate Bill No. 140  
Senate Bill No. 141  
Senate Bill No. 156  
Senate Bill No. 159  
Senate Bill No. 161  
Senate Bill No. 176  
Senate Bill No. 244  
Senate Bill No. 245

Senate Concurrent Resolution "H"

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

W. J. TROUT, Secretary.

FIRST READING OF SENATE RESOLUTION

Senators Streibel and Morgan introduced:

Senate Concurrent Resolution "M." A Concurrent Resolution Protesting the Sale of the Former German Embassy at This Time.

Was read the first time.

Senator Streibel moved that the rules be suspended and that Senate Concurrent Resolution "M" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "M"

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Sandness	

Absent and not voting:

Leno Rue

So the resolution was declared adopted.

#### FIRST READING OF SENATE BILLS

Senator Troxel introduced:

Senate Resolution No. 4. A Resolution Relating to Chaplain Service.

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

#### SECOND READING OF SENATE BILLS

Senate Bill No. 127

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:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Shure
Bridston	Krenz	Solberg
Coghlan	Kusler	Spiekemeier
Dahl	Luick	Streibel
Day	Morgan	Thomas
Dewing	Nelson	Torno
Duffy	Nordhogen	Troxel
Feton	O'Brien	Wahlund
Foss	Page	Welander
Fraser	Pyle	Work
Freed	Reinke	

Absent and not voting:

Leno Rue Stucke  
Olson Strand

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 129

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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Streibel
Dewing	Nelson	Thomas

Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan		

Absent and not voting:

Rue	Strand	Stucke
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 130

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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan		

Absent and not voting:

Rue	Strand	Stucke
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 142

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, 12; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Geelan	Olson
Baeverstad	Haag	Page
Bilden	Kamrath	Reinke
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Spiekemeier
Coghlan	Kusler	Streibel
Dewing	Leno	Thomas
Feton	Morgan	Torno
Fraser	Nelson	Troxel
Freed	Nordhougen	Welander

Those voting in the negative were:

Dahl	Luick	Solberg
Day	Pyle	Stucke
Duffy	Sandness	Wahlund
Foss	Schrock	Work

Absent and not voting:

O'Brien	Shure	Strand
Rue		

So the bill passed and the title was agreed to.

Senate Bill No. 147

Which has been read.

Senator Streibel moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Bill No. 153

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 1, 1951

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "M"

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

W. J. TROUT, Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 54

Senate Bill No. 114

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

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

**MOTIONS**

Senator O'Brien moved that Senate Bills No. 24, 29 and 93 be not reprinted, which motion prevailed.

Senator Nelson moved that after the reading of Senate Bills No. 158, 197, 227, 228, 229, 237, Senate Resolution No. 3, Senate Concurrent Resolution "G" and House Bill No. 535, that the Senate recess until 1:00 p.m., February 2, 1951, which motion prevailed.

**W. J. TROUT, Secretary.**

**THIRTY-FIRST DAY AFTER RECESS  
AND THIRTY-SECOND DAY**

Bismarck, February 2, 1951

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

**MOTIONS**

Senator Morgan moved that Senate Bills No. 104 and No. 147 be laid over until Monday, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 158

Which has been read.

**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:

Baeverstad	Haag	Sauer
Bilden	Kamrath	Schrock
Blume	Klusmann	Shure
Bridston	Krenz	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhousen	Thomas
Foss	Olson	Torno
Fraser	Reinke	Wahlund
Freed	Rue	Welder
Geelan	Sandness	Work

Absent and not voting:

Anderson	Kusler	Pyle
Bjorlie	O'Brien	Schoeder
Dahl	Page	Troxel
Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 211

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, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Freed	Sandness
Baeverstad	Geelan	Sauer
Bilden	Haag	Schrock
Bjorlie	Kamrath	Shure
Blume	Klusmann	Solberg
Bridston	Krenz	Spiekermeier
Coghlan	Leno	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Wahlund
Feton	Pyle	Welander
Foss	Reinke	Work
Fraser	Rue	

Absent and not voting:

Knudson	O'Brien	Strand
Kusler	Page	Troxel
Luick	Schoeder	

So the bill passed and the title was agreed to.

Senate Bill No. 227

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schrock
Bjorlie	Klusmann	Shure
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Pyle	Wahlund
Foss	Reinke	Welander
Fraser	Rue	Work
Freed		

Absent and not voting:

Dahl	Luick	Schoeder
Knudson	O'Brien	Strand
Kusler	Page	Troxel

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 228

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.



Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Krenz	Shure
Bridston	Leno	Solberg
Coghlan	Morgan	Spiekemeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	Olson	Thomas
Feton	Pyle	Torno
Foss	Reinke	Welander
Fraser	Rue	Work
Freed		

Absent and not voting:

Dahl	Luick	Strand
Knudson	O'Brien	Troxel
Kusler	Page	Wahlund

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 229.

Which has been read.

#### 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:

Anderson	Geelan	Sauer
Baeverstad	Haag	Schoeder
Bilden	Kamrath	Schrock
Bjorlie	Klusmann	Shure
Blume	Krenz	Solberg
Bridston	Leno	Spiekemeier
Coghlan	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Pyle	Wahlund
Foss	Reinke	Welander
Fraser	Rue	Work
Freed	Sandness	

Absent and not voting:

Dahl	Luick	Strand
Knudson	O'Brien	Troxel
Kusler	Page	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 237.

Which has been read.

#### 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:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Shure
Bridston	Krenz	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work

Absent and not voting:

Kusler	Page	Strand
O'Brien		

So the bill passed and the title was agreed to.

Senate Resolution No. 3

Which has been read.

Senator Dahl moved that Senate Resolution No. 3 be laid over one legislative day, which motion prevailed.

Senate Concurrent Resolution "G."

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Solberg
Bridston	Krenz	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work

Absent and not voting:

Kusler	Page	Shure
O'Brien		

So the resolution was declared adopted.

#### SECOND READING OF HOUSE BILL

House Bill No. 535.

Which has been read.

## 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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	Olson	Thomas
Duffy	Page	Torno
Feton	Pyle	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Haag		

Absent and not voting:

Geelan	Kusler	O'Brien
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So the bill passed and the title was agreed to.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Reinke moved that the Senate do concur in the House amendments to Senate Bill No. 84, which motion prevailed.

Senator Streibel moved that the rules be suspended and that Senate Bill No. 84 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 84.

Which has been read.

## 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, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Those voting in the negative were:

Pyle

Absent and not voting:

O'Brien

So the bill passed and the title was agreed to.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 128

Senate Bill No. 148

Senate Bill No. 163

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 1, have had the same under consideration and recommend that the same be amended as follows:

After line 43 insert line 43½ to read as follows: "Retirement of Supreme Court Judges \$19,500.00."

In line 44 for the total strike out the figure \$99,950.00 and insert the figure \$119,450.00 in lieu thereof.

In line 51 strike out the figure \$5,000.00 and insert the figure \$5,250.00 in lieu thereof.

In line 52 strike out the figure \$6,000.00 and insert the figure \$6,250.00 in lieu thereof.

In line 53 for the total strike out the figure \$19,150.00 and insert the figure \$19,650.00 in lieu thereof.

In line 57 strike out the figure \$15,000.00 and insert the figure \$18,000.00 in lieu thereof.

In line 59 for the total strike out the figure \$175,000.00 and insert the figure \$178,000.00 in lieu thereof.

In line 67 after the words "Legislative Assistance" insert the following: "(To become available immediately upon passage)."

In line 99 strike out the figure \$46,000.00 and insert the figure \$46,500.00 in lieu thereof.

In line 104 for the total strike out the figure \$69,100.00 and insert the figure \$69,600.00 in lieu thereof.

In line 107 strike out the figure \$12,500.00 and insert the figure \$13,000.00 in lieu thereof.

In line 113 for the total strike out the figure \$32,250.00 and insert the figure \$32,750.00 in lieu thereof.

After line 118 insert line 118½ to read as follows: "Salary-Assistant Actuary \$7,200.00."

In line 127 for the total strike out the figure \$108,300.00 and insert the figure \$115,500.00 in lieu thereof.

In line 179 strike out the figure \$17,500.00 and insert the figure \$19,500.00 in lieu thereof.

In line 181 strike out the figure \$40,000.00 and insert the figure \$38,000.00 in lieu thereof.

In line 184 strike out the figure \$1,000.00 and insert the figure \$1,120.00 in lieu thereof.

In line 185 for the total strike out the figure \$186,730.00 and insert the figure \$186,850.00 in lieu thereof.

In line 201 strike out the figure \$6,500.00 and insert the figure \$7,000.00 in lieu thereof.

In line 208 strike out the word "Commerce" and insert the word "Communications" in lieu thereof.

In line 210 strike out the figure \$1,400.00 and insert the figure \$1,800.00 in lieu thereof.

In line 212 for the total strike out the figure \$175,550.00 and insert the figure \$176,450.00 in lieu thereof.

In line 220 strike out the figure \$2,500.00 and insert the figure \$3,500.00 in lieu thereof.

In line 222 for the total strike out the figure \$23,770.00 and insert the figure \$24,770.00 in lieu thereof.

In line 230 strike out the figure \$21,000.00 and insert the figure \$22,000.00 in lieu thereof.

In line 235 strike out the figure \$6,700.00 and insert the figure \$10,000.00 in lieu thereof.

In line 236 for the total strike out the figure \$86,490.00 and insert the figure \$90,790.00 in lieu thereof.

After line 240 insert line 240½ to read as follows: "Services & Expenses (To become available immediately upon passage) \$15,000.00."

In line 241 for the total strike out the figure \$25,000.00 and insert the figure \$40,000.00 in lieu thereof.

In line 245 strike out the figure \$10,600.00 and insert the figure \$18,600.00 in lieu thereof.

In line 250 for the total strike out the figure \$35,700.00 and insert the figure \$43,700.00 in lieu thereof.

In line 262 strike out the word "Islands".

In line 281 strike out the figure \$246,750.00 and insert the figure \$250,000.00 in lieu thereof.

In line 291 for the total strike out the figure \$464,536.00 and insert the figure \$467,786.00 in lieu thereof.

In line 310 strike out the figure \$38,500.00 and insert the figure \$42,500.00 in lieu thereof.

In line 312 strike out the figure \$5,000.00 and insert the figure \$5,500.00 in lieu thereof.

In line 313 strike out the figure \$1,000.00 and insert the figure \$1,500.00 in lieu thereof.

Strike out all of line 317 and renumber the lines accordingly.

In line 318 for the total strike out the figure \$76,500.00 and insert the figure \$72,000.00 in lieu thereof.

Strike out all of line 337 and renumber the lines accordingly.

In line 338 for the total strike out the figure \$46,400.00 and insert the figure \$36,400.00 in lieu thereof.

In line 340 after the words "NATIONAL GUARD" add the following words: "OR STATE GUARD".

In line 341 after the word "National" add the following words: "or State".

In line 417 for the Grand Total strike out the figure

\$3,692,603.00 and insert the figure \$3,741,873.00 in lieu thereof.

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 General Affairs to whom was referred Senate Bill No. 43, have had the same under consideration and recommend that the same be indefinitely postponed.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 53, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 74, have had the same under consideration and recommend that the same be amended as follows:

In line 191, strike out the word "ears".

And when so amended recommend the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Transportation 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 7 strike out the word "CHAPTER" and insert in lieu thereof the word "ACT".

In line 8 and 9 delete the words "Any person who shall drive or move, or". Capitalize the letter "A" in the word "any".

In line 10 delete the following words "cause or knowingly".

In line 21 after the word "thousand" insert the words "five hundred;".

Strike out the balance of line 21 and all of line 22 and the word "imprisonment;" in line 23.

In line 24 after the word "conviction" strike out the word "the" and insert in lieu thereof "a" and after the word "fine" strike out the rest of the line and all of line 25 to and including the comma, and insert in lieu thereof "of not less than fifteen hundred dollars and not exceeding twenty five hundred dollars".

In line 25 delete the word "the" and insert the words "in the discretion of the court any".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 122, have had the same under consideration and recommend that the same do pass.  
 KENNETH K. PYLE, Chairman.

Senator Pyle 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. 133, 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 declaring the construction of the Garrison Dam to affect the public interest and making an appropriation for the assistance of McLean County in meeting expenses of law enforcement arising by reason of the construction of the Garrison Dam.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

1 Whereas, the construction of dams and irrigation and  
 2 like projects where millions of dollars are expended and  
 3 thousands of persons employed causes an influx of  
 3a migrant  
 4 laborers, brings about the organization of new and tempo-  
 5 rary communities and attracts thousands of visitors and  
 6 jobseekers, and benefits the whole state of North Dakota,  
 7 such a project thereby becomes affected with a public  
 7a inter-  
 8 est and places the responsibility upon the State as a  
 9 sovereign to cooperate and assist in the enforcement  
 9a of its  
 10 laws in the area affected, and

11 Whereas, such a situation presently exists, and has for  
 12 some years existed in the County of McLean, in which  
 12a county  
 13 the Garrison Dam is being constructed, and the County of  
 14 McLean is now, and has been for several years, burdened  
 15 with the policing of the thousands of persons employed at  
 16 such dam and visiting such dam, most of whom are not  
 17 residents or taxpayers of such county,

18 SECTION 1. APPROPRIATION). There is hereby  
 18a appropri-  
 19 ated out of any moneys in the State Treasury, not  
 19a otherwise  
 20 appropriated, the sum of thirty thousand dollars to  
 20a reimburse  
 21 McLean County for extraordinary expenses incurred  
 21a due to the  
 22 construction of the Garrison Dam, to be paid upon the  
 22a present-  
 23 ation of a duly verified voucher to the State Auditor.

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 Political Subdivisions to whom was referred Senate Bill No. 138, have had the same

under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 139, have had the same under consideration and recommend that the same do pass.

REINHART KRENZ, Chairman.

Senator Krenz 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. 157, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 171, have had the same under consideration and recommend that the same be amended as follows:

In line 11 after 1943, strike out the words "and upon application therefor shall be issued special license plates without charge".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REINHART KRENZ, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 172, have had the same under consideration and recommend that the same be amended as follows:

In line 11, before the words, "county treasurer" insert "clerk of the sale to be remitted by him to the".

In line 19, strike out "Provided, however, that" and capitalize the "n" on the word "no".

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 179, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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 do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 213, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 239, have had the same under consideration and recommend that the same be amended as follows:

In line 12, strike out the word "upon" and insert in lieu thereof "within 90 days after".

Strike out all of lines 22 to 33 inclusive and insert in lieu thereof "In the event such employee shall elect to resume his status and pay into the fund an additional contribution as provided in Section 1 hereof, then the employer, within sixty days after notice of such election and payment, shall pay into such fund the contributions required to match such payments".

In line 34 after the word "SECTION" change the figure "4" to "3".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REINHART KRENZ, Chairman.

Senator Krenz 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. 241, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 509, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$56,540.00 and insert the figure \$58,340.00 in lieu thereof.

In line 9 strike out the figure \$8,400.00 and insert the figure \$10,200.00 in lieu thereof.

In line 20 for the total strike out the figure \$56,540.00 and insert the figure \$58,340.00 in lieu thereof.

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 Appropriations to whom was referred House Bill No. 510, 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 General Affairs to whom was referred House Bill No. 591, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 615, have had the same under consideration and recommend that the same do pass.

REINHART KRENZ, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Concurrent Resolution "F," have had the same under consideration and recommend that the same do pass.

REINHART KRENZ, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Work moved that the amendments to Senate Bill No. 47 be adopted, which motion prevailed.

Senator Bridston moved that the amendments to Senate Bill No. 144 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 550 be adopted, which motion prevailed.

Senator Day moved that the amendments to House Bill No. 585 be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 525. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out the Provisions of Chapter 324, Session Laws of 1949.

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

House Bill No. 536. A Bill for an Act Making an Appropriation to Perfect Title in the State of North Dakota to Section Thirty-six, Township One Hundred and Sixty-four North, Range Seventy-three West, Comprising a Portion of the International Peace Garden.

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

House Bill No. 605. A Bill for an Act Authorizing the Board of Administration to Sell and Convey to the School District, The Board of Education of the City of Bismarck of the State of North Dakota a Certain Tract of Land Located on the Eastern Part of the Capitol Grounds.

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

House Bill No. 614. A Bill for an Act to Amend and Reenact Sections 37-1502 and 37-1510 of the North Dakota Revised Code of 1943, Relating to the Object of the North Dakota Soldiers' Home and Admission Thereto.

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

House Bill No. 640. A Bill for an Act to Amend and Reenact Section 16-1815 of the North Dakota Revised Code of 1943, Relating to the Duties of the County Auditor in Regard to Care and Custody of Absent Voters' Envelopes Containing Ballots and Providing that the County Auditor Shall Keep a Record of Such Absent Voters' Envelopes that Are Received by the County Auditor Too Late for Forwarding to the Election Precincts.

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

House Bill No. 645. A Bill for an Act to Amend and Reenact Section 27-0812 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Appointment and Salary of Clerks and Deputy Clerks of County Courts in Certain Counties, and Declaring an Emergency.

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

House Bill No. 646. A Bill for an Act to Amend and Reenact Section 20-0611 of the North Dakota Revised Code of 1943, Relating to Structures Used in Fishing Through the Ice, and Providing for Their Licensing, Regulation and Removal.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 671. A Bill for an Act to Amend and Reenact Section 28-2018 of the North Dakota Revised Code of 1943 Providing for Docketing of Judgments of United States Courts and the Effect of Such Docketing.

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

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dahl: We have with us today in the Senate chamber a man who served eight years in here, and before that served in the House as a member from the Sixteenth District. At this time I would like to move that the President appoint a committee of one to escort Steven C. Nelson, ex-senator from the Sixteenth District to the rostrum.

The President appointed Senator Dahl as such committee. Ex-senator Steven C. Nelson was escorted to the rostrum by Senator Dahl and invited to address the Senate.

Mr. Nelson: Mr. President and members of the Senate, it is a pleasure to be back here, looking this place over, and seeing quite a few new faces, but I still see many of the old heads here, which, of course, are necessary, I presume, to the extent of keeping an equilibrium or balance, fellows that add color to this institution, some among them with lots of ability, and I, for one, appreciate that they are here.

It seems as though you have a very peaceful and calm session. I don't know whether I should say that it is as it should be or not. Sometimes when it is too peaceful it is monotonous.

There is just one little thing that I have in mind that I want to mention, particularly due to the struggle we are

having with the so-called eastern situation. That is, I am talking and thinking of communists. I don't believe that we, here in North Dakota, appreciate the privileges and the things we have under our Constitution to the fullest extent. In traveling around the country during a campaign year, I ran into this and I know many of the rest of you also have met up with some fellows saying, "I don't like politicians. I have no use for politicians. When the politicians get on the air I turn off the radio." I think there is a lack of understanding or appreciation of the real meaning of politicians. If you don't mind I am going to refer to a little memo here, the meaning of politicians. The meaning of politicians is the art of government or the administration of public affairs. This is not new to you fellows. You all know this. Now then you should think of them not in terms of politicians, but as men in government work. In other words, do all you can to perpetuate the kind of government we have.

So, I repeat, I think there is a lack of understanding of the meaning of politicians. I think it would be better if some of the teachers would explain that more thoroughly. There are times when a politician creeps in that is working for his own advantage and not for the best interest of the country, and, in that case, of course, that name is spread around and becomes common, and a politician is then thought of in that manner.

So with one more thought I shall leave you. I, along with you, and everyone in the State of North Dakota, and everyone throughout the country, could be more appreciative of the kind of government we have. You know the measure of a democracy is the measure of the freedom of its humblest citizen. I think that is something we should think more of and appreciate. Thank you.

Senator Bridston moved that the remarks of ex-Senator Nelson be printed in the Journal, which motion prevailed.

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

W. J. TROUT, Secretary.

### THIRTY-SECOND DAY

Bismarck, February 2, 1951

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

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll Call: All Senators present except Senator O'Brien.

A quorum was declared by the President.

#### REPORTS OF STANDING COMMITTEES

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

On page 273, line 39, correct the spelling of the word "Sincerely."

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

## COMMUNICATIONS

A communication was presented from Rev. O. E. Kinzler, Pastor of the Methodist Church at Enderlin, North Dakota, relative to the 10% tax on liquor, which communication was referred to the Committee on Social Welfare.

Senator Troxel requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Troxel moved that Senate Resolution No. 4 be returned to the Senate by the Committee on Appropriations, which motion prevailed.

Senator Troxel moved that Senate Resolution No. 4 be placed at the head of the calendar, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 2, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 24  
Senate Bill No. 29  
Senate Bill No. 93  
Senate Bill No. 119  
Senate Bill No. 127  
Senate Bill No. 129  
Senate Bill No. 130  
Senate Bill No. 142  
Senate Bill No. 153

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 1, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 54  
Senate Bill No. 114

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 84.

W. J. TROUT, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 35  
Senate Bill No. 79

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 557  
House Bill No. 597

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 518  
House Bill No. 519  
House Bill No. 523  
House Bill No. 532  
House Bill No. 554  
House Bill No. 594  
House Bill No. 631  
House Bill No. 641  
House Bill No. 643  
House Bill No. 654

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

KENNETH L. MORGAN, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Resolution No. 4

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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeyer
Dahl	Morgan	Strand
Day	Nordhougen	Streibel
Dewing	Olson	Thomas
Duffy	Page	Torno
Feton	Pyle	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Coghlan	Geelan	O'Brien
Freed	Nelson	Stucke

So the resolution was declared adopted.

Senate Bill No. 21

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Coghlan	O'Brien	Stucke
Geelan		

So the bill passed and the title was agreed to.

Senate Bill No. 102

Was read the second time.

Senator Dahl moved that Senate Bill No. 102 be amended as follows: After line 21, add the following: "Section 2, EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval." And renumber the lines accordingly. Which motion prevailed.

Senator Nordhougen moved that the rules be suspended and that Senate Bill No. 102 be considered properly re-engrossed and placed on second reading and final passage, as amended, 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, 10; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Schrock
Baeverstad	Krenz	Solberg
Bilden	Kusler	Spiekermeier
Bjorlie	Leno	Streibel
Blume	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Page	Wahlund
Foss	Reinke	Welander
Fraser	Sauer	Work
Haag	Schoeder	

Those voting in the negative were:

Bridston	Knudson	Rue
Coghlan	Luick	Shure
Dahl	Pyle	Strand
Klusmann		

Absent and not voting:

Freed	O'Brien	Sandness
Geelan		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 128

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhogen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Freed	O'Brien	Sandness
Geelan		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 137.

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhogen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Haag	Sandness	

Absent and not voting:

Geelan	O'Brien
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 148.

Was read the second time.

Senator Page moved that Senate Bill No. 148 be re-referred to the Committee on Industry and Business, which motion was lost.

Senator Duffy moved that Senate Bill No. 148 be amended as follows:

In line 77 of the engrossed bill, that the words "cut or any" and the word "crop" be deleted, so that the sentence will then read, "No indemnity shall be allowed for any loss or damage to such crops after the same is abandoned." Which motion prevailed.

Senator Duffy moved that Senate Bill No. 148 be deemed properly reengrossed and placed on second reading and final passage as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Sandness	Work
Geelan		

Those voting in the negative were:

Bridston	Page	Strand
Krenz		

Absent and not voting:

O'Brien	Rue
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Duffy moved that the title to Senate Bill No. 148 be amended as follows:

In line 1 of the title after the section number insert "and section 26-2224" and on the next line after the figure "1943" insert the word "and", and in line 4 after the semicolon following the figure "1943", delete the balance of that line and all of the following line and the words "of 1943" in the next line, which motion prevailed.

Senate Bill No. 163.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Those voting in the negative were:

Streibel

Absent and not voting:

O'Brien Rue

So the bill passed and the title was agreed to.

Senate Bill No. 168

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:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Sandness	Work

Absent and not voting:

Baeverstad O'Brien Rue

Freed

So the bill passed and the title was agreed to.

Senate Bill No. 174

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, 29; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Freed	Reinke
Coghlan	Klusmann	Sandness
Dahl	Knudson	Shure
Duffy	Luick	Strand
Feton	Morgan	Troxel
Foss	Page	Work

Those voting in the negative were:

Baeverstad	Kamrath	Schrock
Bilden	Krenz	Solberg
Bjorlie	Kusler	Spiekermeier
Blume	Leno	Streibel
Bridston	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	Olson	Torno
Fraser	Pyle	Wahlund
Geelan	Sauer	Welander
Haag	Schoeder	

Absent and not voting:

O'Brien	Rue
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So the bill was declared lost for lack of constitutional majority.

Senator Bridston: I vote nay for the purpose of reconsideration.

Senate Bill No. 204

Senator Olson moved that Senate Bill No. 204 be amended as follows:

In line 7 strike out the word "five" and insert the word "four".

In line 15 strike out the word "five" and insert the word "four".

In line 23 strike out the word "five" and insert the word "four".

In line 35 strike out the word "nine" and insert the word "seven".

In line 41 strike out the word "five" and insert the word "four".

In line 48 strike out the word "five" and insert the word "four".

In line 55 strike out the word "five" and insert the word "four".

In line 62 strike out the word "seven" and insert the word "six".

Senator Streibel moved an amendment to the amendment of Senator Olson as follows: In line 23 delete the word "four" and leave the word "five", which motion prevailed.

## ROLL CALL

The question was on the motion of Senator Olson to amend Senate Bill No. 204, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Kusler	Schrock
Blume	Leno	Solberg
Dewing	Nelson	Streibel
Feton	Nordhougen	Stucke
Fraser	Olson	Thomas
Geelan	Sauer	Troxel
Haag	Schoeder	Welander
Kamrath		

Those voting in the negative were:

Baeverstad	Klusmann	Rue
Bjorlie	Knudson	Sandness
Bridston	Krenz	Shure
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Page	Torno
Duffy	Pyle	Wahlund
Foss	Reinke	Work
Freed		

Absent and not voting:

Anderson O'Brien

So the motion was declared lost.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Freed	Reinke
Bjorlie	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Shure
Dahl	Luick	Strand
Day	Morgan	Torno
Duffy	Page	Wahlund
Feton	Pyle	Work
Foss		

Those voting in the negative were:

Bilden	Leno	Solberg
Blume	Nelson	Spiekermeier
Dewing	Nordhougen	Streibel
Fraser	Olson	Stucke
Geelan	Sauer	Thomas
Haag	Schoeder	Troxel
Kamrath	Schrock	Welander
Kusler		

Absent and not voting:

Anderson O'Brien

So the bill passed and the title was agreed to.

Senator Nelson moved that after the reading of Senate Bills No. 207, 225, Senate Concurrent Resolution "I", House Bills No. 553, 582, and 587, that the Senate recess for fifteen minutes, which motion was lost.

Senator Streibel moved that the Senate reconsider the vote by which Senate Bill No. 174 was lost.

## ROLL CALL

The question was on the motion of Senator Streibel to reconsider the vote by which Senate Bill No. 174 was lost, the roll was called and there were ayes, 23; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Fraser	Reinke
Bridston	Freed	Rue
Coghlan	Kamrath	Shure
Dahl	Klusmann	Strand
Day	Knudson	Torno
Duffy	Krenz	Troxel
Feton	Luick	Work
Foss	Morgan	

Those voting in the negative were:

Bilden	Nelson	Schrock
Bjorlie	Nordhousen	Solberg
Blume	Olson	Spiekermeier
Dewing	Page	Streibel
Geelan	Pyle	Stucke
Haag	Sandness	Thomas
Kusler	Sauer	Wahlund
Leno	Schoeder	Welander

Absent and not voting:

Anderson O'Brien

So the motion was declared lost for lack of a constitutional majority.

Senate Bill No. 207.

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, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Spiekermeier
Blume	Krenz	Strand
Coghlan	Kusler	Streibel
Dahl	Luick	Stucke
Duffy	Morgan	Thomas
Feton	Nordhousen	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Anderson	Leno	Sauer
Bridston	Nelson	Shure
Day	O'Brien	Solberg
Dewing	Sandness	

So the bill passed and the title was agreed to.

Senate Bill No. 225.

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, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Duffy	Olson	Thomas
Feton	Page	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Anderson	Nelson	O'Brien
Dewing	Nordhougen	Sauer

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "I"

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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nordhougen	Stucke
Duffy	Olson	Thomas
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Anderson	Kusler	Sauer
Dewing	Nelson	Torno
Freed	O'Brien	

So the resolution was declared adopted.

## SECOND READING OF HOUSE BILLS

House Bill No. 553

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, 1; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Klusmann	Schrock
Bjorlie	Krenz	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Nelson	Strand
Day	Nordhougen	Streibel
Duffy	Olson	Stucke
Feton	Page	Thomas
Foss	Pyle	Torno
Fraser	Reinke	Troxel
Freed	Rue	Wahlund
Geelan	Sandness	Welander
Haag	Schoeder	Work
Kamrath		

Those voting in the negative were:

Bilden

Absent and not voting:

Anderson	Knudson	O'Brien
Dahl	Kusler	Sauer
Dewing	Morgan	

So the bill passed and the title was agreed to.

House Bill No. 582

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, 11; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Leno	Shure
Baeverstad	Morgan	Spiekermeier
Day	Nordhougen	Streibel
Duffy	Olson	Stucke
Feton	Page	Thomas
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Geelan	Sandness	Welander
Kamrath	Schoeder	Work
Klusmann		

Those voting in the negative were:

Bilden	Dahl	Rue
Bjorlie	Haag	Schrock
Blume	Krenz	Torno
Coghlan	Luick	

Absent and not voting:

Bridston	Kusler	Sauer
Dewing	Nelson	Solberg
Freed	O'Brien	Strand
Knudson		

So the bill passed and the title was agreed to.

House Bill No. 587

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:

Baeverstad	Klusmann	Schrock
Bilden	Krenz	Shure
Bjorlie	Leno	Spiekermeier
Blume	Luick	Streibel
Day	Morgan	Stucke
Duffy	Nordhougen	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath	Schoeder	

Absent and not voting:

Anderson	Freed	Reinke
Bridston	Knudson	Sauer
Coghlan	Kusler	Solberg
Dahl	Nelson	Strand
Dewing	O'Brien	

So the bill passed and the title was agreed to.

## FIRST READING OF HOUSE BILLS

House Bill No. 518. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee and the Activities of the State Soil Conservation Districts.

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

House Bill No. 519. A Bill for an Act Making an Appropriation into the "Administrative Fund" for the State Water Conservation Commission for General Administration Expenses, Maintenance of Existing Dams and Drainage Channels, Construction of Needed Drainage Channels, Planning and Surveying Projects, Expenses of State Compacts and for the Preparation of Water Conservation and Irrigation Projects for Post-War Construction and Development.

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

House Bill No. 523. A Bill for an Act Making an Appropriation for Salaries and Expenses of the State Geological Survey and for Cooperation of United States Geological Survey.

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

House Bill No. 532. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

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

House Bill No. 554. A Bill for an Act to Amend and Re-enact Section 23-1306 of the North Dakota Revised Code of



1943, Relating to the Filling of Abandoned or Disused Wells, Shafts, or Other Excavations, and Providing a Penalty.

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

House Bill No. 594. A Bill for an Act Relating to Changes in the Topography of Lands Under or Adjacent to Electric Transmission or Telephone Lines, and Declaring an Emergency.

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

House Bill No. 631. A Bill for an Act to Amend and Reenact Subdivision f of Subsection 3 of Section 57-1506 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to County Levies for Agricultural and Training Schools.

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

House Bill No. 641. A Bill for an Act to Amend and Reenact Section 20-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Contents of the Governor's Order or Proclamation Limiting the Taking of Game Birds, Fish, and Game Animals.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 643. A Bill for an Act to Designate the Treasurer of the North Dakota Agricultural College as the Officer to Receive the Funds Appropriated to the North Dakota Agricultural College under an Act of Congress Signed August 30, 1890, Providing for the Further Endowment and Support of Colleges of Agriculture and Mechanical Arts.

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

House Bill No. 654. A Bill for an Act to Amend and Reenact Section 57-0237 of the North Dakota Revised Code of 1943, Relating to Assessors; Providing That Assessor Shall Mail Copy of Statement of Property Listed to Non-Residents.

Was read the first time and referred to the Committee on Finance and Taxation.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 557

House Bill No. 597

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

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 3, 1951, which motion prevailed.

W. J. TROUT, Secretary.

THIRTY-SECOND DAY AFTER RECESS  
AND THIRTY-THIRD DAY

Bismarck, February 3, 1951

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

SECOND READING OF SENATE BILLS

Senate Bill No. 47

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, 0; absent and not voting, 23.

Those voting in the affirmative were:

Baeverstad	Leno	Solberg
Bilden	Morgan	Spiekemeier
Bjorlie	Olson	Streibel
Coghlan	Page	Thomas
Day	Pyle	Torno
Kamrath	Reinke	Troxel
Klusmann	Rue	Welander
Knudson	Schoeder	Work
Krenz	Shure	

Absent and not voting:

Anderson	Fraser	O'Brien
Blume	Freed	Sandness
Bridston	Geelan	Sauer
Dahl	Haag	Schrock
Dewing	Kusler	Strand
Duffy	Luick	Stucke
Feton	Nelson	Wahlund
Foss	Nordhougen	

So the bill passed and the title was agreed to.

Senate Bill No. 53

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, 0; absent and not voting, 22.

Those voting in the affirmative were:

Baeverstad	Krenz	Shure
Bilden	Leno	Solberg

Bjorlie	Morgan	Spiekermeier
Coghlan	Olson	Streibel
Day	Page	Thomas
Fraser	Pyle	Torno
Kamrath	Reinke	Troxel
Klusmann	Rue	Welander
Knudson	Schoeder	Work

Absent and not voting:

Anderson	Freed	O'Brien
Blume	Geelan	Sandness
Bridston	Haag	Sauer
Dahl	Kusler	Schrock
Dewing	Luick	Strand
Duffy	Nelson	Stucke
Feton	Nordhougen	Wahlund
Foss		

So the bill passed and the title was agreed to.

Senate Bill No. 122

Was read the second time.

Senator Morgan moved that Senate Bill No. 122 be laid over until Monday, which motion prevailed.

Senate Bill No. 138

Senator Streibel moved that Senate Bill No. 138 be laid over until Monday, which motion prevailed.

Senate Bill No. 139.

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Baeverstad	Leno	Solberg
Bilden	Morgan	Spiekermeier
Bjorlie	Olson	Streibel
Coghlan	Page	Stucke
Day	Pyle	Thomas
Fraser	Reinke	Torno
Kamrath	Rue	Troxel
Klusmann	Schoeder	Welander
Knudson	Shure	Work
Krenz		

Absent and not voting:

Anderson	Foss	Nordhougen
Blume	Freed	O'Brien
Bridston	Geelan	Sandness
Dahl	Haag	Sauer
Dewing	Kusler	Schrock
Duffy	Luick	Strand
Feton	Nelson	Wahlund

So the bill passed and the title was agreed to.

Senate Bill No. 144.

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Baeverstad	Leno	Solberg
Bilden	Morgan	Spiekermeier
Bjorlie	Olson	Streibel
Coghlan	Page	Stucke
Day	Pyle	Thomas
Fraser	Reinke	Torno
Kamrath	Rue	Troxel
Klusmann	Schoeder	Welander
Knudson	Shure	Work
Krenz		

Absent and not voting:

Anderson	Foss	Nordhogen
Blume	Freed	O'Brien
Bridston	Geelan	Sandness
Dahl	Haag	Sauer
Dewing	Kusler	Schrock
Duffy	Luick	Strand
Feton	Nelson	Wahlund

So the bill passed and the title was agreed to.

Senate Bill No. 157.

Was read the second time.

Senator Day moved that Senate Bill No. 157 be laid over until Monday, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, February 3, 1951.

Mr. President: I have the honor to return:

Senate Bill No. 54

Senate Bill No. 114

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 113, have had the same under consideration and recommend that the same be amended as follows:

Delete everything after line 39 and add the following:

"Heavier grades of diesel fuel than those specified in this section may be sold if such diesel fuels meet the minimum flash point requirements specified in this section and are properly labeled as to grade."

Number the lines accordingly.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 149, have had the same under consideration and recommend that the same be amended as follows:

In line 2 strike out the words "Whenever title to". Capitalize the word "real" and strike out the word "is".

In line 4 strike out the last word "or" and all of line 5 and all of line 6 up to the word "be", and insert in lieu thereof the word "may".

In line 7 strike out everything after the comma.

In line 8 strike out the first word.

In line 9 strike out everything after the comma.

In line 10 strike out the words "shall be" and insert the word "and".

In line 10 put a period after the word "state". Strike out the rest of the line and line 11.

In line 13 after the word "any" insert the following language: "department or agency of the state other than the board of university and school lands and the bank of North Dakota is authorized to sell".

Strike out the last word in line 13, and all of line 14 up to and including the comma.

In line 23 strike out the words "by and".

In line 24 strike out the period and insert a comma and add the following language: "and shall state the place, day and hour of the sale, the description of the real property thus sold, and that the state reserves the right to reject any and all bids."

Strike out lines 25 to 46 inclusive.

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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 indefinitely postponed.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 192, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

W. H. SHURE, Chairman.

Senator Shure 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. 219, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 222, have had the same under consideration and recommend that the same be amended as follows:

In line 2 strike out the word "building" and insert in lieu thereof the word "repairs".

At the end of line 10, strike out the comma and insert a period.

Strike out all of line 11.

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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 "C," have had the same under consideration and recommend that the same be amended as follows:

In line 28 after the word "and" and between line 29 insert the following:

"BE IT FURTHER RESOLVED, That veterans of world war II who are now actively engaged in farming be given priority over non-veterans in so far as agricultural deferments are concerned."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel moved that the Committee report on House Concurrent Resolution "C" be adopted, which motion prevailed.

Senator Troxel moved that the rules be suspended and that the amendments to House Concurrent Resolution "C" be adopted, which motion prevailed.

Senator Troxel moved that the rules be suspended and that House Concurrent Resolution "C" be placed on the calendar, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 1 be adopted, which motion prevailed.

Senator Page moved that the amendments to Senate Bill No. 74 be adopted, which motion prevailed.

Senator Day moved that the proposed amendment to Senate Bill No. 88 be amended as follows:

Where the amendments states "Strike out the balance of line 21" insert thereafter the words "after the word 'dollars'," so that the line will read "Strike out the balance of line 21 after the word 'dollars' and all of line 22 and the word 'imprisonment,'" in line 23. Which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 88 be adopted, which motion prevailed.

Senator Stucke moved that the amendments to Senate Bill No. 133 be adopted, which motion prevailed.

Senator Krenz moved that the amendments to Senate Bill No. 171 be adopted, which motion prevailed.

Senator Pyle moved that the amendments to Senate Bill No. 172 be adopted, which motion prevailed.

Senator Krenz moved that the amendments to Senate Bill No. 239 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 509 be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 3, 1951

Mr. President: I have the honor to transmit:

House Bill No. 613  
 House Bill No. 625  
 House Bill No. 626  
 House Bill No. 629  
 House Bill No. 636  
 House Bill No. 672  
 House Bill No. 677  
 House Bill No. 692  
 House Bill No. 698  
 House Bill No. 732

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 3, 1951

Mr. President: I have the honor to return:

Senate Bill No. 39  
 Senate Bill No. 42  
 Senate Bill No. 51  
 Senate Bill No. 76  
 Senate Bill No. 77

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### MOTIONS

Senator Morgan moved that Senate Bills No. 47, 128, 144 and 148 be not reprinted, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### THIRTY-THIRD DAY

Bismarck, February 3, 1951

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

Prayers by Chaplain Rev. Opie S. Rindahl, Bismarck.

Roll Call: All Senators present except Senators Anderson, Blume, Bridston, Dahl, Dewing, Duffy, Feton, Foss, Freed, Geelan, Haag, Kusler, Luick, Nelson, Nordhousen, O'Brien, Sandness, Sauer, Schrock, Strand and Wahlund.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first Day after recess and Thirty-second day and recommend that the same be corrected as follows:

On page 301, line 4, correct the spelling of the word "line".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 3, 1951.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 21  
Senate Bill No. 102  
Senate Bill No. 128  
Senate Bill No. 137  
Senate Bill No. 158  
Senate Bill No. 163  
Senate Bill No. 168  
Senate Bill No. 204  
Senate Bill No. 207  
Senate Bill No. 211  
Senate Bill No. 225  
Senate Bill No. 227  
Senate Bill No. 228  
Senate Bill No. 229  
Senate Bill No. 237

Senate Concurrent Resolution "G"

Senate Concurrent Resolution "I"

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 3, 1951.

Mr. Speaker: I have the honor to return:

House Bill No. 535  
House Bill No. 553  
House Bill No. 582  
House Bill No. 587

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 3, 1951.

Mr. Speaker: I have the honor to return:

House Bill No. 557  
House Bill No. 597

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 3, 1951.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 35  
Senate Bill No. 7<sup>c</sup>  
Senate Bill No. 34

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

W. J. TROUT, Secretary.

COMMUNICATIONS

Senator Troxel presented a communication from the Berthold Commercial Club, N. G. Lindgren, Secretary, stating that the club went on record as favoring the 2¢ gallon tax with full refund, which communication was referred to the Committee on Finance and Taxation.



### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 47  
 Senate Bill No. 84  
 Senate Bill No. 102  
 Senate Bill No. 144  
 Senate Bill No. 148

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 35  
 Senate Bill No. 79  
 Senate Resolution No. 4

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

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

### MOTIONS

Senator Pyle moved that Senate Bill No. 217 be re-referred to the Committee on Agriculture, which motion prevailed.

### SECOND READING OF SENATE BILLS

Senate Bill No. 179

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, 1; absent and not voting, 22.

Those voting in the affirmative were:

Baeverstad	Krenz	Spiekermeier
Bilden	Leno	Streibel
Bjorlie	Morgan	Stucke
Coghlan	Olson	Thomas
Day	Page	Torno
Fraser	Pyle	Troxel
Kamrath	Reinke	Welander
Klusmann	Schoeder	Work
Knudson	Shure	

Those voting in the negative were:

Rue

Absent and not voting:

Anderson	Freed	O'Brien
Blume	Geelan	Sandness
Bridston	Haag	Sauer
Dahl	Kusler	Schrock
Dewing	Luick	Solberg
Duffy	Nelson	Strand
Feton	Nordhousen	Wahlund
Foss		

So the bill passed and the title was agreed to.

Senate Bill No. 180

Was read the second time.

Senator Day moved that Senate Bill No. 180 be laid over until Monday, which motion prevailed.

Senate Bill No. 197

Which has been read.

Senator Morgan moved that Senate Bill No. 197 be laid over until Monday, which motion prevailed.

Senate Resolution No. 3

Was read the second time.

Senator Bjorlie moved that Senate Resolution No. 3 be laid over until Monday, which motion prevailed.

### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 3, 1951

Mr. President: I have the honor to return:

Senate Bill No. 35

Senate Bill No. 79

Senate Bill No. 84

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

### FIRST READING OF HOUSE BILLS

House Bill No. 613. A Bill for an Act to Amend and Reenact Section 60-0217 of the North Dakota Revised Code of 1943, Relating to Warehouse and Storage Grain Contracts.

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

House Bill No. 625. A Bill for an Act to Require the License Number of the Vehicle in Which Grain is Delivered, to Be Noted on the Scale Ticket or Other Receipt Given for Such Grain.

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

House Bill No. 626. A Bill for an Act Relating to Fines and Penalties; Providing for Receipt to the Person Paying Such Fine or Penalty.

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

House Bill No. 629. A Bill for an Act Authorizing the Adjutant General to Sell and Convey to the City of Bismarck, North Dakota, a Certain Tract of Land Located on Part of the State of North Dakota Property Used for National Guard Purposes.

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

House Bill No. 636. A Bill for an Act to Amend and Reenact Subsection 1 of Section 60-0224 of the North Dakota Revised Code of 1943, Relating to Reports to be Made by Public Warehouseman.

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

House Bill No. 672. A Bill for an Act to Amend and Reenact Section 14-1108 of the North Dakota Revised Code of 1943, as Amended and Reenacted by Section 3 of Chapter 130 of the Session Laws of 1949, Relating to Who May Petition for Adoption.

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

House Bill No. 677. A Bill for an Act to Amend and Reenact Section 11-1502 of the North Dakota Revised Code of 1943, Relating to the Appointment of Special Deputies by the Sheriff and the Compensation Received by Such Special Deputies.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 692. A Bill for an Act to Amend and Reenact Section 15-5608 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Payments to School Districts; and Providing that Where Moneys in the County Tuition Fund Are Insufficient to Make the Full Payments to the School Districts the County Superintendent Shall Prorate Such Payments on a Fractional Basis.

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

House Bill No. 698. A Bill for an Act to Amend and Reenact Section 24-0504 of the North Dakota Revised Code of 1943, Relating to Purchases and Rentals of County Road Machinery; Providing that Five Hundred Dollars Per Year May Be Spent Without Advertising.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 732. A Bill for an Act to Amend and Reenact Section 12-3005 and Section 12-3011 of the North Dakota Revised Code of 1943, Providing for Punishment of Rape in the First Degree and Punishment for Indecent Liberties.

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

## SECOND READING OF HOUSE BILLS

House Bill No. 510

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, 27; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Baeverstad	Krenz	Shure
Bilden	Leno	Spiekermeier
Bjorlie	Morgan	Streibel
Coghlan	Olson	Stucke
Day	Page	Thomas
Fraser	Pyle	Torno
Kamrath	Reinke	Troxel
Klusmann	Rue	Welander
Knudson	Schoeder	Work

Absent and not voting:

Anderson	Freed	O'Brien
Blume	Geelan	Sandness
Bridston	Haag	Sauer
Dahl	Kusler	Schrock
Dewing	Luick	Solberg
Duffy	Nelson	Strand
Feton	Nordhougen	Wahlund
Foss		

So the bill passed and the title was agreed to.

House Bill No. 550

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Leno	Spiekermeier
Bjorlie	Morgan	Streibel
Coghlan	Olson	Stucke
Day	Page	Thomas
Fraser	Pyle	Torno
Kamrath	Reinke	Troxel
Klusmann	Rue	Welander
Knudson	Schoeder	Work
Krenz	Shure	

Those voting in the negative were:

Bilden

Absent and not voting:

Anderson	Freed	O'Brien
Blume	Geelan	Sandness
Bridston	Haag	Sauer
Dahl	Kusler	Schrock
Dewing	Luick	Solberg
Duffy	Nelson	Strand
Feton	Nordhougen	Wahlund
Foss		

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. 35  
 Senate Bill No. 79  
 Senate Bill No. 84  
 Senate Resolution No. 4

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

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 54  
 Senate Bill No. 114

Were delivered to the Governor for his approval at the hour of 1:45 o'clock p.m., February 3, 1951.

W. R. BLUME, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 35

Senate Bill No. 79

Senate Bill No. 84

Were delivered to the Governor for his approval at the hour of 3 o'clock p.m., February 3, 1951.

W. R. BLUME, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 4

Was delivered to the Secretary of the State for his approval at the hour of 1:45 o'clock p.m., February 3, 1951.

W. R. BLUME, Chairman.

The President announced that February 4th is the birthday of James W. Foley and that Gordon Harding of Dickinson was present and would recite the poem "Chums" for the Senate, and requested that Senator Morgan escort the said Gordon Harding to the rostrum.

Senator Morgan escorted the said Gordon Harding to the rostrum and he recited the poem "Chums" by James W. Foley.

Gordon Harding:

#### CHUMS

He lives across the street from us  
And ain't as big as me,  
His mother takes in washing  
Cuz they're poor as they can be,  
But every night he brings his slate,  
And I do his sums and help him  
Get his lessons straight,  
Cuz him and me is chums.

His clothes ain't quite as good as mine,  
But I don't care for that,  
His mother makes his face just shine,  
And I lend him a hat,  
And every morning just by rule  
When nine o'clock it comes,  
He takes my hand and goes to school,  
Cuz him and me is chums.

He fell and hurt himself one day  
The summer before last,  
And that's what makes him limp that way  
And not grow very fast,  
But when I get a piece of pie  
Or maybe nuts and plums,  
I always give him some, I got lots  
And we is chums.

James W. Foley

Senator Streibel moved that the poem that was recited and the name of the boy who recited it be printed in the Journal, which motion prevailed.

Senator Morgan moved that after the reading of House Bills No. 585, 591, 615 and House Concurrent Resolutions "C" and "F", that the Senate recess until 1:00 p.m., February 5, 1951, which motion prevailed.

W. J. TROUT, Secretary.

THIRTY-THIRD DAY AFTER RECESS  
AND THIRTY-FIFTH DAY

Bismarck, February 5, 1951

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

SECOND READING OF SENATE BILLS

Senate Bill No. 122

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Luick	Shure
Baeverstad	Morgan	Spiekermeier
Bilden	Nordhougen	Strand
Bridston	Page	Streibel
Day	Pyle	Stucke
Duffy	Reinke	Thomas
Foss	Rue	Troxel
Freed	Sandness	Wahlund
Haag	Sauer	Welander
Kamrath	Schoeder	Work
Kusler	Schrock	

Those voting in the negative were:

Bjorlie	Fraser	Olson
Blume	Nelson	Solberg
Dewing		

Absent and not voting:

Coghlan	Klusmann	Leno
Dahl	Knudson	O'Brien
Feton	Krenz	Torno
Geelan		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 138

Which has been read.

ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Kusler	Schrock
Bilden	Luick	Shure
Bjorlie	Morgan	Solberg
Blume	Nelson	Spiekermeier
Day	Nordhougen	Strand
Dewing	Olson	Streibel
Duffy	Page	Stucke
Feton	Pyle	Thomas
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	Work
Kamrath		

Absent and not voting:

Bridston	Geelan	Leno
Coghlan	Knudson	O'Brien
Dahl	Krenz	Torno

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 157

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 32; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Foss	Sauer
Bridston	Freed	Strand
Day	Klusmann	Troxel
Duffy		

Those voting in the negative were:

Baeverstad	Luick	Schrock
Bilden	Morgan	Shure
Bjorlie	Nelson	Solberg
Blume	Nordhougen	Spiekermeier
Dahl	Olson	Streibel
Dewing	Page	Stucke
Feton	Pyle	Thomas
Fraser	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Kusler	Schoeder	

Absent and not voting:

Coghlan	Krenz	O'Brien
Geelan	Leno	Torno
Knudson		

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 180

Which has been read.

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Haag	Sandness	

Absent and not voting:

Geelan O'Brien

So the bill passed and the title was agreed to.

Senate Bill No. 197

Which has been read.

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Haag	Sandness	

Absent and not voting:

Geelan O'Brien

So the bill passed and the title was agreed to.

Senator Bridston requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Bridston moved that Senate Bill No. 155 be returned to the Senate by the Committee on Finance and Taxation, which motion prevailed.



Senator Bridston moved that Senate Bill No. 155 be withdrawn, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 96, have had the same under consideration and recommend that the same be indefinitely postponed.

OLIVER E. BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 125, have had the same under consideration and recommend that the same do pass.

OLIVER E. BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 131, have had the same under consideration and recommend that the same be indefinitely postponed.

OLIVER E. BILDEN, Chairman.

Senator Bilden 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. 165, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 181, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 220, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Troxel moved that the amendment to Senate Bill No. 113 be amended as follows:

On page 2, line 10, strike out both the figures (1), and on line 11 add the figures (1) after both figures 20., which motion prevailed.

Senator Troxel moved that the rules be suspended and that the amendments to Senate Bill No. 113 as amended, be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 149 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 222 be adopted, which motion prevailed.

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

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

W. J. TROUT, Secretary.

### THIRTY-FIFTH DAY

Bismarck, February 5, 1951

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

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

A quorum was declared by the President.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-second Day after recess and Thirty-third day and recommend that the same be corrected as follows:

On page 319, line 21 insert a period after the word "signed" and strike out the rest of the line and all of line 22.

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie 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. 74  
Senate Bill No. 88  
Senate Bill No. 133  
Senate Bill No. 171  
Senate Bill No. 172  
Senate Bill No. 239

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 39  
Senate Bill No. 42  
Senate Bill No. 51  
Senate Bill No. 76  
Senate Bill No. 77

And find the same correctly enrolled.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 124, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "K," 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.

#### MOTIONS

Senator Sandness moved that the Senate request the return of House Bill No. 597, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 5, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 47  
Senate Bill No. 53  
Senate Bill No. 139  
Senate Bill No. 144  
Senate Bill No. 148  
Senate Bill No. 179

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 5, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 510

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 5, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 550

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 5, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 597.

W. J. TROUT, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 5, 1951

Mr. President: I have the honor to return:

Senate Bill No. 82

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 5, 1951

Mr. President: I have the honor to transmit:

House Bill No. 531  
House Bill No. 598  
House Bill No. 637  
House Bill No. 648  
House Bill No. 657  
House Bill No. 658  
House Bill No. 664  
House Bill No. 697  
House Bill No. 762

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 5, 1951

Mr. President: I have the honor to return:

House Bill No. 597

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

#### MOTIONS

Senator Schoeder: I rise to a point of personal privilege. We have in the chamber here today a distinguished gentleman, a former Senator and former Secretary of State. I, therefore move that the President appoint a committee of one to escort this distinguished gentleman to the rostrum, which motion prevailed.

The President appointed Senator Schoeder as such committee and former Senator Herman Thorson was escorted to the rostrum by Senator Schoeder.

Mr. Thorson: Honorable Senate body of North Dakota. It is an honor for me to be here looking down on this body of the legislature. I know you are busy and I will just make a few short remarks.

Our national affairs at the present time are something to think about. It seems that the United States, at the present time, is up against something we have never faced before. I hope that all of you will remember in your prayers to ask God to save America. We seem to have an awful lot of fumbling in our national affairs. Just to mention a little about the money—maybe I should say something rather about the boys—the youth that are required to go to Europe and they don't know whether they will fight in China or Germany of elsewhere. I have a big strapping grandson that is only eighteen years old. He has joined the National Guard. I was at Hettinger when the National Guard left. It struck my heart—those young boys, they cried like babies. It seems that we squander the taxpayers' money.

I am very interested to see this resolution that was passed—introduced by Senator Day—requesting that our boys be taken out of Korea. In my county we asked Senator Day to make copies of that resolution and have it sent to the other state legislatures that are in session.

The appropriation of money—the federal appropriation—in other words, the Truman budget—requested of Congress was for \$71,600,000,000.00, and the printer began to wonder how much money that was. I realize that I, for one, have no conception of how much money it was. So he got ahold of 250 new dollar bills—he laid them carefully on top of each other, they have never been used before, then he measured that stack with a ruler. It was one inch high. The question was—how high would that stack be—Truman's request for \$71,600,000,000.00? I have had so many guesses. There have been guesses of fifty miles to two hundred miles high, but the actual figure is 4,520 miles high, and if it should tip over it would reach from here to Germany.

I notice also here in the legislature that you are more free with the purse than when I was here as a member. I realize a dollar is much smaller than it was at that time. Senator Watt from Cass County—he and I never got along together, he has passed beyond, I will say this for him—he was scotch and he was very kind to the purse in the appropriations matter.

I wish you good luck. I am glad to see so many faces of the fellows that served with me, and the rest of you too. Thank you very much.

Senator Day moved that the remarks of former Senator Thorson be printed in the Journal, which motion prevailed.

Senator Nelson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Nelson moved that after the reading of Senate Bills No. 1, 74, 88, 104, 133, 147, 171, 172, 192, 219, 239, Senate Resolution No. 3, House Bills No. 509, 585, 591, 615, House Concurrent Resolutions "C" and "F", that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 1

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Freed	Sauer
Baeverstad	Klusmann	Shure
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Coghlan	Morgan	Streibel
Dewing	Nelson	Torno
Duffy	Nordhougen	Troxel
Feton	Olson	Wahlund
Fraser	Reinke	Welander

Absent and not voting:

Bilden	Knudson	Sandness
Bridston	Krenz	Schoeder
Dahl	Luick	Schrock

Day	O'Brien	Strand
Foss	Page	Stucke
Geelan	Pyle	Thomas
Haag	Rue	Work
Kamrath		

So the bill passed and the title was agreed to.  
Senate Bill No. 74  
Which has been read.

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:

Anderson	Freed	Sauer
Baeverstad	Kamrath	Shure
Bjorlie	Klusmann	Solberg
Blume	Knudson	Spiekermeier
Bridston	Kusler	Streibel
Coghlan	Leno	Thomas
Dahl	Morgan	Torno
Day	Nelson	Troxel
Dewing	Nordhousen	Wahlund
Duffy	Olson	Welander
Feton	Page	Work
Fraser	Reinke	

Absent and not voting:

Bilden	Luick	Schoeder
Foss	O'Brien	Schrock
Geelan	Pyle	Strand
Haag	Rue	Stucke
Krenz	Sandness	

So the bill passed and the title was agreed to.  
Senate Bill No. 88  
Which has been read.

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:

Anderson	Freed	Reinke
Baeverstad	Haag	Sauer
Bjorlie	Kamrath	Schrock
Blume	Klusmann	Shure
Bridston	Knudson	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Streibel
Day	Morgan	Thomas
Dewing	Nelson	Torno
Duffy	Nordhousen	Wahlund
Feton	Olson	Welander
Fraser	Page	Work

Absent and not voting:

Bilden	O'Brien	Schoeder
Foss	Pyle	Strand
Geelan	Rue	Stucke

Krenz                      Sandness                      Troxel  
Luick

So the bill passed and the title was agreed to.

Senate Bill No. 104

Which has been read.

Senator Morgan moved that Senate Bill No. 104 be referred to the Committee on Finance and Taxation, which motion prevailed.

Senate Bill No. 133

Which has been read.

Senator Morgan moved that Senate Bill No. 133 be referred to the Committee on Appropriations, which motion prevailed.

Senate Bill No. 147

Which has been read.

Senator Streibel moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Bill No. 171

Which has been read.

#### 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:

Anderson	Haag	Schoeder
Baeverstad	Kamrath	Schrock
Bjorlie	Klusmann	Shure
Blume	Knudson	Solberg
Bridston	Krenz	Spiekemeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Wahlund
Fraser	Reinke	Welanders
Freed	Sauer	Work

Absent and not voting:

Bilden	Morgan	Rue
Foss	O'Brien	Sandness
Geelan	Pyle	Troxel
Luick		

So the bill passed and the title was agreed to.

Senate Bill No. 172

Which has been read.

#### 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:

Anderson	Kamrath	Schrock
Baeverstad	Klusmann	Shure
Bjorlie	Knudson	Solberg

Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Page	Wahlund
Fraser	Reinke	Welander
Freed	Sauer	Work
Haag	Schoeder	

Absent and not voting:

Bilden	Luick	Rue
Foss	O'Brien	Sandness
Geelan	Pyle	

So the bill passed and the title was agreed to.

Senate Bill No. 192

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Knudson	Shure
Baeverstad	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	Page	Torno
Fraser	Reinke	Troxel
Freed	Sauer	Welander
Kamrath	Schoeder	Work
Klusmann	Schrock	

Those voting in the negative were:

Bjorlie	Dewing	Olson
Blume	Haag	Wahlund

Absent and not voting:

Bilden	Luick	Rue
Foss	O'Brien	Sandness
Geelan	Pyle	

So the bill passed and the title was agreed to.

Senate Bill No. 219

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Kamrath	Schrock
Baeverstad	Klusmann	Shure
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand



Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	Olson	Torno
Duffy	Page	Troxel
Feton	Reinke	Wahlund
Fraser	Sauer	Welander
Freed	Schoeder	Work
Haag		

Absent and not voting:

Bilden	Knudson	Pyle
Foss	Luick	Rue
Geelan	O'Brien	Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 239

Which has been read.

#### 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:

Anderson	Kamrath	Schrock
Baeverstad	Klusmann	Shure
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Page	Wahlund
Fraser	Reinke	Welander
Freed	Sauer	Work
Haag	Schoeder	

Absent and not voting:

Bilden	Luick	Rue
Foss	O'Brien	Sandness
Geelan	Pyle	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Resolution No. 3

Which has been read.

Senator Dahl moved that Senate Resolution No. 3 be amended as follows:

In line 4, delete the name "Campbells" and insert in lieu thereof the name "McFarland".

In line 9, delete the words "Three Hundred Seventy-Five Dollars" and insert in lieu thereof the words "Two Hundred Nineteen Dollars", and add the following language in line 9a "and Three Dollars and Fifty Cents for each additional new photo of the Senators not now on file at the studio.

In line 10, delete the name "Campbells" and insert in lieu thereof the name "McFarland".

In line 14, delete the name "Campbells" and insert in lieu thereof the name "McFarland".

In line 18, delete the words "Three Hundred and Seventy-Five Dollars" and add the following language after the word "dollars": "And Three Dollars and Fifty Cents for each additional new photo not now on file in the studio of any member of the Senate."

Renumber the lines accordingly.  
Which motion lost.

ROLL CALL

The question being on the final passage of Senate Resolution No. 3, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Knudson	Schrock
Baeverstad	Krenz	Solberg
Bjorlie	Kusler	Spiekermeier
Blume	Leno	Strand
Coghlan	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhogen	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Sauer	Work
Klusmann	Schoeder	

Those voting in the negative were:

Bilden	Duffy	Shure
Dahl		

Absent and not voting:

Bridston	Luick	Rue
Foss	O'Brien	Sandness
Geelan		

So the resolution was declared passed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Day moved that the Senate reconsider and rescind all action on House Bill No. 597 after the adoption of the committee report, which motion prevailed.

Senator Day moved that House Bill No. 597 be placed at the head of the calendar, which motion prevailed.

Senator Day moved that House Bill No. 597 be amended as follows: In line 6 of the printed bill strike out the figure "15-33" and insert in lieu thereof the figure "15-53", which motion prevailed.

Senator Day moved that the rules be suspended and that House Bill No. 597 be placed upon the calendar for final passage as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 597

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Absent and not voting:

Foss	O'Brien	Sandness
Geelan	Rue	Solberg
Luick		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 509

Which has been read.

#### 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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Absent and not voting:

Foss	O'Brien	Sandness
Geelan	Rue	Solberg
Luick		

So the bill passed and the title was agreed to.

House Bill No. 585

Which has been read.

#### 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:

Anderson	Klusmann	Shure
Bilden	Leno	Solberg

Bjorlie	Nelson	Spiekermeier
Day	Olson	Stucke
Dewing	Pyle	Wahlund
Kamrath	Schrock	Work

Those voting in the negative were:

Baeverstad	Haag	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Strand
Coghlan	Kusler	Streibel
Dahl	Morgan	Thomas
Duffy	Nordhougen	Torno
Feton	Page	Troxel
Fraser	Reinke	Welander
Freed		

Absent and not voting:

Foss	Luick	Rue
Geelan	O'Brien	Sandness

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 591

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Schoeder
Baeverstad	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Morgan	Thomas
Day	Nelson	Torno
Duffy	Nordhougen	Troxel
Feton	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Haag	Sauer	

Those voting in the negative were:

Bilden	Olson	Stucke
Dewing	Solberg	

Absent and not voting:

Foss	Luick	Rue
Geelan	O'Brien	Sandness

So the bill passed and the title was agreed to.

House Bill No. 615

Which has been read.

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:

Anderson	Kamrath	Schoeder
Baeverstad	Klusmann	Schrock

Bilden	Knudson	Shure
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Sauer	Work

Absent and not voting:

Bridston	Luick	Rue
Foss	O'Brien	Sandness
Geelan		

So the bill passed and the title was agreed to.

House Concurrent Resolution "C"

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Knudson	Schrock
Bilden	Krenz	Solberg
Bjorlie	Kusler	Spiekermeier
Blume	Leno	Strand
Bridston	Morgan	Streibel
Coghlan	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Sauer	Work
Kamrath		

Absent and not voting:

Dahl	Geelan	Rue
Day	Luick	Sandness
Foss	O'Brien	Shure

So the resolution was declared passed.

House Concurrent Resolution "F"

Which has been read.

#### 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:

Anderson	Kamrath	Schoeder
Baeverstad	Klusmann	Schrock
Bilden	Knudson	Shure
Bjorlie	Krenz	Solberg

Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Day	Nordhousen	Thomas
Dewing	Olson	Torno
Duffy	Page	Troxel
Feton	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Sauer	Work
Haag		

Absent and not voting:

Foss	Luick	Rue
Geelan	O'Brien	Sandness

So the resolution was declared adopted.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 5, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 597

Which the Senate has amended.

W. J. TROUT, Secretary.

FIRST READING OF HOUSE BILLS

House Bill No. 531. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries and Miscellaneous Expenses of the Workmen's Compensation Bureau.

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

House Bill No. 598. A Bill for an Act to Amend and Re-enact Sections 18-0401, 18-0402, 18-0403 and 18-0406 of the North Dakota Revised Code of 1943 and Section 18-0405 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Eligibility for Participation in Fund Created From Premium Tax on Fire Insurance Companies.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 637. A Bill for an Act to Amend and Reenact Section 15-2531 of the North Dakota Revised Code of 1943, Relating to Vacancies in Common School District Offices.

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

House Bill No. 648. A Bill for an Act to Amend and Reenact Section 57-3703 of the North Dakota Revised Code of 1943, Relating to Estate Taxation; Providing for the Determination of the Gross Estates of Nonresident Decedents and for Reciprocity in the Taxation of Intangible Personal Property.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 657. A Bill for an Act Amending and Reenacting Section 26-2235 of the North Dakota Revised Code of 1943, Relating to Priority of Hail Indemnity Tax Lien and Cancellation of Hail Taxes.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 658. A Bill for an Act to Amend and Reenact Section 26-2244 of the North Dakota Revised Code of 1943 Relating to Notice of Hail Loss; When and Where Filed; Contents; Adjustment Ordered; Costs When Notice Filed Late.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 664. A Bill for an Act to Amend and Reenact Subsection 1 of Section 54-0609 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Mileage and Travel Expense of State Officers and Employees.

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

House Bill No. 697. A Bill for an Act to Amend and Reenact Section 11-1126 of the North Dakota Revised Code of 1943, Relating to Counties; Providing that County Commissioners May Expend up to Five Hundred Dollars for County Buildings, Fuel, Election Ballots and Supplies Without Advertising for Bids.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 762. A Bill for an Act to Amend and Reenact Section 57-38151 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Capital Gains and Losses in Computing Income for Income Tax Purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 39  
Senate Bill No. 42  
Senate Bill No. 51  
Senate Bill No. 76  
Senate Bill No. 77

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

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Morgan moved that Senate Bill No. 1 be reprinted, and that Senate Bills No. 74, 88, 171, and 172 be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 6, 1951.

W. J. TROUT, Secretary.

THIRTY-FIFTH DAY AFTER RECESS  
AND THIRTY-SIXTH DAY

Bismarck, February 6, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

Bismarck, February 6, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 597.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 6, 1951

Mr. President: I have the honor to transmit:

House Bill No. 535

House Bill No. 553

House Bill No. 582

House Bill No. 587

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

KENNETH L. MORGAN, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 113

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Geelan	Sauer
Baeverstad	Haag	Schoeder
Bilden	Kamrath	Schrock
Bjorlie	Klusmann	Solberg
Blume	Knudson	Spiekermeier
Bridston	Krenz	Strand
Coghlan	Kusler	Streibel
Dahl	Leno	Stucke
Dewing	Luick	Thomas
Duffy	Nelson	Torno
Feton	Nordhougen	Troxel



Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Reinke	

Those voting in the negative were:

Day	Pyle	Shure
Morgan	Sandness	Work
Page		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 125

Was read the second time.

Senator Troxel moved that Senate Bill No. 125 be amended as follows: On line ten after the letter "m" insert the following "except on Saturday when the closing hour shall be at one o'clock P. M." Which motion was lost.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 125, the roll was called and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Fraser	Sandness
Baeverstad	Geelan	Schrock
Bilden	Kamrath	Shure
Blume	Knudson	Solberg
Coghlan	Krenz	Torno
Dahl	Luick	Troxel
Dewing	Nelson	Welander
Feton	Olson	

Those voting in the negative were:

Bjorlie	Leno	Schoeder
Bridston	Morgan	Spiekemeier
Day	Nordhogen	Strand
Duffy	O'Brien	Streibel
Foss	Page	Stucke
Freed	Pyle	Thomas
Haag	Reinke	Wahlund
Klusmann	Rue	Work
Kusler	Sauer	

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 149

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg

Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhousen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

#### REPORTS OF STANDING COMMITTEES

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 line 3 strike out the figure \$45,800.00 and insert the figure \$9,000.00 in lieu thereof.

Strike out all of lines 9 and 10 and renumber the lines accordingly.

Strike out all of lines 13, 14 and 15 and renumber the lines accordingly.

Strike out all of lines 16 and 17 and insert in lieu thereof the following: "Miscellaneous \$400.00" and renumber the lines accordingly.

In line 18 for the total strike out the figure \$45,800.00 and insert the figure \$9,000.00 in lieu thereof.

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 Finance and Taxation to whom was referred Senate Bill No. 57, have had the same under consideration and recommend that the same be amended as follows:

In lines 106 and 107 delete the words "or of the spouse of such applicant".

In line 109 delete the words "or the spouse of such applicant".

In line 110 add a comma after the word "property".

In line 115 delete the words "or spouse".

In line 143 delete the words "or by the applicant's spouse,".

In lines 146 and 147 delete the words "or the spouse of the owner".

In lines 149, 150 and 151 delete the words "and shall constitute a lien on said homestead for the repayment of all aid received, and"; place a period after the word "agency" in line 149; capitalize the word "after" in line 151.

In line 153 delete the words "or the spouse of such applicant".

In line 171 add a comma after the word "aid".

In line 197 add a comma after the word "aid".

In line 233 add a comma after the word "aid".

In line 281 change the word "sufficient" to "insufficient".

In line 306 change the word "applicant" to "appellant".

In line 307 change the word "applicant" to "appellant".

In line 322 change the word "location" to "located".

In line 337 delete the word "fifty" and insert the word "fifteen" in lieu thereof.

In line 368 add a comma after the word "persons".

In line 383 change the word "PERMANENT" to the word "PERMANENTLY".

In line 391 add a comma after the word "source".

In line 451 delete the words "OR SPOUSE of RECIPIENT".

In lines 452 and 453 delete the words "or the spouse of any recipient".

In lines 463 and 464 delete the words "The statute of limitations shall not run against any claim of the state for repayment of such aid."

In line 473 delete the words "exclusive of money, and".

In line 493 add after the word "recipient" the words "or anyone liable for the recipient's support,".

Renumber the lines.

And when so amended recommend the same do pass.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Political Subdivisions 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.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 203, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert the following:

For an Act to amend and reenact subsection 1 of section 52-0406 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to unemployment compensation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Subsection 1 of
- 2 section 52-0406 of the 1949 Supplement to the North
- 2a Dakota
- 3 Revised Code of 1943 is hereby amended and reenacted
- 3a to read
- 4 as follows:
- 5 1. (((If the total of all an employer's contributions
- 6 paid on or before January thirty-first of any year
- 7 subsequent to December 31, 1941, with respect to
- 8 wages paid by him prior to the first day of
- 9 January of that calendar year, exceeds the total

- 10 benefits which were chargeable to his account and  
11 were paid on or before December thirty-first of the  
12 preceding year with respect to weeks of  
12a unemployment  
13 compensated prior to such first day of January,  
13a his  
14 contribution rate for the ensuing calendar year shall  
15 be:  
16 a. Two and seven-tenths percent, if such excess is  
17 less than four percent of his average annual  
18 payroll;  
19 b. Two and five-tenths percent, if such excess  
20 equals or exceeds four percent but is less than  
21 five percent of his average annual payroll;  
22 c. Two and twenty-five hundredths percent, if such  
23 excess equals or exceeds five percent but is less  
24 than six percent of his average annual payroll;  
25 d. Two percent, if such excess equals or exceeds six  
26 percent but is less than seven percent of his  
27 average annual payroll;  
28 e. One and seventy-five hundredths percent, if such  
29 excess equals or exceeds seven percent but is  
29a less  
30 than eight percent of his average annual  
30a payroll;  
31 f. One and one-half percent, if such excess equals  
31a or  
32 exceeds eight percent but is less than nine  
32a percent  
33 of his average annual payroll;  
34 g. One and twenty-five hundredths percent, if such  
35 excess equals or exceeds nine percent but is less  
36 than ten percent of his average annual payroll;  
37 h. One percent, if such excess equals or exceeds ten  
38 percent but is less than eleven percent of his  
39 average annual payroll;  
40 i. Seventy-five hundredths of one percent, if such  
41 excess equals or exceeds eleven percent but is  
42 less than twelve percent of his average annual  
43 payroll;  
44 j. One-half of one percent, if such excess equals or  
45 exceeds twelve percent but is less than thirteen  
46 percent of his average annual payroll;  
47 k. Twenty-five hundredths of one percent, if such  
48 excess equals or exceeds thirteen percent of his  
49 average annual payroll.))  
50 The percent of the average annual payroll by  
50a which the  
51 cumulative contributions paid by an employer on or  
52 before January thirty-first of any year, with  
52a respect to  
53 wages paid by him prior to the first day of  
53a January of  
54 that calendar year, exceeds the cumulative benefits  
55 which were chargeable to his account and paid on or  
56 before December thirty-first of the preceding  
56a calendar  
57 year, shall be such employer's reserve ratio. Such  
58 employer's contribution rate for the ensuing

- 58a calendar  
 59 year will be the rate of contribution on the line in  
 60 the schedule of rates opposite his reserve ratio as  
 61 established for that year. For the calendar year 1952  
 62 and for each calendar year thereafter the bureau  
 62a shall  
 63 determine the ratio of all monies set aside for  
 63a benefit  
 64 payments as it relates to total taxable wages  
 64a reported  
 65 during the twelve month period ending on  
 65a December thirty-  
 66 first of the preceding calendar year, if such ratio is:  
 67 a. Less than seven percent the schedule of rates at  
 68 column I will be in effect;  
 69 b. Seven percent but less than eight percent the  
 70 schedule of rates at column II will be in effect;  
 71 c. Eight percent but less than nine percent the  
 72 schedule of rates at column III will be in effect;  
 73 d. Nine percent but less than ten percent the  
 74 schedule of rates at column IV will be in effect;  
 75 e. More than ten percent the schedule of rates  
 76 at column V will be in effect.

## SCHEDULE OF RATES

78 EMPLOYER'S	Col.	Col.	Col.	Col.	Col.
79 RESERVE RATIO	I	II	III	IV	V
80 Less than 4%	2.7	2.7	2.7	2.7	2.7
81 4% but less than 5%	2.7	2.7	2.5	2.25	2.00
82 5% but less than 6%	2.7	2.5	2.25	2.00	1.75
83 6% but less than 7%	2.5	2.25	2.00	1.75	1.50
84 7% but less than 8%	2.25	2.00	1.75	1.50	1.25
85 8% but less than 9%	2.00	1.75	1.50	1.25	1.00
85a 8% but less than 10%	1.75	1.50	1.25	1.00	.75
86 10% but less than 11%	1.50	1.25	1.00	.75	.50
87 11% but less than 12%	1.25	1.00	.75	.50	.25
88 12% but less than 13%	1.00	.75	.50	.25	.25
89 13% but less than 14%	.75	.50	.25	.25	.25
90 14% but less than 15%	.50	.25	.25	.25	.25
91 15% or more	.25	.25	.25	.25	.25

And when so amended recommend the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 205, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

G. I. FETON, Chairman.

Senator Fetton 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. 210, 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 Political Subdivisions to whom was referred House Bill No. 590, have had the same under consideration and recommend that the same be amended as follows:

In line 8 delete the brackets.

In line 9 strike out the figure "\$8,000.00" and insert in lieu thereof the figure "\$25,000.00".

In line 10 delete the semi-colon and brackets, strike out the words "regardless of the value of the same; and"; place a period after the word "both".

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

Senator Fetton 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:

Senate Bill No. 82

Senate Resolution No. 3

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. 535

House Bill No. 553

House Bill No. 582

House Bill No. 587

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

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Morgan moved that the President appoint a committee of three to meet with a like committee of the House to consider with the Board of Administration a contract to be entered into with the manufacturers of the roll call system for the maintenance of that system, which motion prevailed.

The President appointed as such committee, Senators Morgan, Streibel and O'Brien.

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

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

W. J. TROUT, Secretary.

#### THIRTY-SIXTH DAY

Bismarck, February 6, 1951

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

Prayers by Chaplain Rev. Opie S. Rindahl, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction

of the Journal has carefully examined the Journal of the Thirty-third Day after recess and Thirty-fifth Day and recommend that the same be corrected as follows:

On page 337, line 29 correct the spelling of the name "Klusmann".

And when so corrected recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

A communication was presented from Wallace J. Maddock for himself and Dore P. Maddock, Bernard F. Maddock, Marguerite M. Fischer, and R. John Maddock, expressing appreciation for the tribute paid to the said Walter J. Maddock.

Senate  
32 Legislative Assembly  
State of North Dakota  
Bismarck, North Dakota  
Gentlemen:

This is to express our deepest appreciation to your honorable body for the tribute paid to our late father, Walter J. Maddock in Senate Memorial Resolution "A" and by the representation at the Requiem services at St. Mary's Monday, January 29, 1951. Copies of the resolution are and will be treasured by each of us.

Respectfully

WALLACE J. MADDOCK

for himself and

DORE P. MADDOCK

BERNARD F. MADDOCK

MARGUERITE M. FISCHER

R. JOHN MADDOCK

Senator Kusler presented a communication from the Killdeer Parent Teacher's Association requesting the North Dakota Legislative Assembly to consider a resolution relative to education, which communication was referred to the Committee on Education.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 6, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 122  
Senate Bill No. 138  
Senate Bill No. 171  
Senate Bill No. 172  
Senate Bill No. 180  
Senate Bill No. 192  
Senate Bill No. 197  
Senate Bill No. 219  
Senate Bill No. 239

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 6, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 585

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 6, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 39

Senate Bill No. 42

Senate Bill No. 51

Senate Bill No. 76

Senate Bill No. 77

Senate Bill No. 82

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 6, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 509

House Concurrent Resolution "C"

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 6, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 591

House Bill No. 615

House Concurrent Resolution "F"

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 bills:

Senate Bill No. 113

Senate Bill No. 149

Senate Bill No. 222

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 82

Senate Resolution 3

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

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



Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 94, have had the same under consideration and recommend that the same be indefinitely postponed.

OLIVER BILDEN, Chairman.

Senator Bilden moved that the report be adopted.

Senator Foss made the substitute motion that further action on the committee report on Senate Bill No. 94 be laid over for the purpose of considering an amendment, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 154, have had the same under consideration and recommend that the same do pass.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 201, have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the title of the bill, strike the words "department of health" and insert in lieu thereof "state laboratories department".

In line 1, SECTION 1, after the word "STATE" strike out the words "DEPARTMENT OF HEALTH" and insert in lieu thereof "LABORATORIES DEPARTMENT".

In line 2, after the word "the" strike out the words "department of health" and insert in lieu thereof "state laboratories department".

In line 9, after the word "furnishing" strike out the word "resident".

In line 15, SECTION 3, change the word "INSPECTION" to "INSPECTED".

In line 19, after the word "Act" change the comma to a period and strike out the remainder of the line and also lines 20 and 21.

In line 26, after the word "located" strike out the comma and insert the following language: "or adjacent thereto".

In line 29, SECTION 5, after the word "STATE" strike out the words "HEALTH DEPARTMENT" and insert in lieu thereof the following language: "LABORATORIES DEPARTMENT TO LICENSE AND".

In line 31, strike out the word "health" and insert in lieu thereof the word "laboratories".

In line 35, strike out the word "inspection" and insert in lieu thereof the word "licensing". In the same line strike out the period and add the following language: "not to exceed ten dollars annually".

Insert between lines 35 and 36 the following language: "No establishment subject to the provisions of this Act, may sell or deliver meat or meat products without a license issued under this Act."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

OLIVER BILDEN, Chairman.

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

MOTIONS

Senator Knudson moved that the Senate request the return of House Bill No. 585, which motion prevailed.

FIRST READING OF SENATE RESOLUTION

Senator Reinke introduced:

Senate Concurrent Resolution "N." A Concurrent Resolution Expressing the Gratitude of the Thirty-second Legislative Assembly to Mrs. Guy Foss, Mrs. Ole Hatlie and Mrs. Bernard Larson.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 165

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, 16; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Geelan	Rue
Baeverstad	Haag	Schoeder
Bilden	Klusmann	Schrock
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Dewing	Luick	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Reinke	

Those voting in the negative were:

Bjorlie	Nelson	Shure
Blume	Nordhousen	Solberg
Day	Pyle	Wahlund
Foss	Sandness	Welander
Kamrath	Sauer	Work
Morgan		

Absent and not voting:

Knudson

So the bill passed and the title was agreed to.

Lt. Gov. Schnell: We have a distinguished member of the State here today and I notice that the House of Representatives have come here to hear us. I wish to take the privilege of having Leo Sticka, Speaker of the House, escort the distinguished gentleman to the rostrum.

Father Elwood E. Cassidy was escorted to the rostrum by Speaker Sticka.

Lt. Gov. Schnell: This afternoon while we gather here to hear our distinguished guest, I want to extend the same privilege to the Speaker of the House as is customarily extended to the President of the Senate at a joint session

in the House Chamber, and let him be the presiding officer for this occasion. Speaker Sticka.

Mr. Speaker: Thank you, Lieutenant Governor Schnell.

Senator Freed: Mr. Speaker, I move that a Committee of two be appointed to escort the Governor of North Dakota to the rostrum, which motion prevailed.

The Speaker appointed Senator Freed and Rep. Sailer as such committee.

Governor Brunsdale was escorted to the rostrum by Senator Freed and Rep. Sailer.

Mr. Speaker: In order to appropriately get this program underway, we decided to go as far west as possible and still be in North Dakota, to provide talent for the entertainment for this program. I shall now call upon Rep. Leland Roen, a Bowman County Cattleman, to sing "Home on the Range." If you please, Rep. Roen.

"Home on the Range" was sung by Rep. Roen.

Mr. Speaker: We know what all the applause means, ladies and gentlemen. Therefore, Rep. Roen will again sing after awhile.

I find myself in a rather unique position under unusual circumstances here this afternoon. I am sitting on the rostrum here between two fathers, both of them operators of boys ranches, both of them cowboys, both of them living in western North Dakota, and both of them doing a swell job of raising boys. One of them has seven, the other one has nine. There is a distinction, however, between the two fathers. One of them has provided a home for his own boys, the other one is trying to provide a home for homeless boys.

Our Lieutenant Governor, being one of the original incorporators of Boys Ranch and now directing the livestock program at Boys Ranch, has given me to understand that if any of the Honorable Senators do not wish to return to their respective homes at the close of this session, they may find refuge, solace and comfort at the Home for Boys on the Range, near Sentinel Butte.

It is with pleasure that I shall ask Lieutenant Governor Schnell to introduce the guest this afternoon. Lieutenant Governor Schnell.

Lt. Gov. Schnell: Thank you, Speaker Sticka. I do not know of anything in the world I would rather do and whom I would rather introduce than the distinguished guest here this afternoon, but I had planned on giving the honor to Speaker Sticka for one reason. Father Cassedy in his performance out here building a home for boys that have no place to go, has touched my heart so many times in the past. So often in introducing him at different places I have experienced by the time I get down to the real expressions that would be suitable to introduce him, I am broken down and not able to speak any more. He has touched my heart so many times by explaining to me the work, to which he has dedicated his life. Father Cassedy is a grand fellow. I have never met a man who has more consideration for others and more capable of taking care of the boys who have been in trouble, boys who have not been getting along, than Father Cassedy. It is true that my home that I am providing for has seven boys. Father Cassedy has nine, but the difference is what Speaker

Sticka said. My boys that I am trying to bring up have a good mother and the boys that Father Cassedy would like to bring up have no mothers—so many of them have no fathers.

I could never find words to express what a wonderful job is being done with these boys. I often go out there and see them and talk to them. Most of those boys have faults, some of them bad faults. They have been at large for long. There are so many of those boys that are poor examples—that lead other boys into bad habits. In what little I have had to do with it I try to make it a glamorous ranch life and my hope is that the outcome of this Boys Ranch, as the years go by, would be to see hundreds of good boys come out of that ranch home that will be good citizens and well-behaved individuals, who will someday be running a ranch or a farm of their own, or doing a good job and enjoying life like they are entitled to. I think, after you have heard Father Cassedy talk, you will also agree that he is the right person to do that job. I am not here to make a talk. There are a lot of things that should be said. I surely hope that you will go out and see what Father Cassedy is doing out there. It is just a beginning. I am sure that the day will come when all of you will be proud of having an institution like this in the State of North Dakota. With that I want to introduce the grandest fellow I have ever met and worked with in my life, Father Elwood E. Cassedy. Father Cassedy was for eight years with the Chase National Bank. They had a Father Cassedy day in his hometown, Jersey City, this winter. They collected between six and seven thousand dollars for him, and all the prominent people in his home city turned out to make Father Cassedy Day something to remember. It was great of those fine people to do that and it shows what they think of him in his hometown.

I take great pleasure in presenting to you, Father Elwood E. Cassedy, a cowboy from Sentinel Butte, North Dakota.

Father Cassedy: Thank you very much, Ray. We only know him as "Ray Schnell"—the boys on the ranch know him as Ray Schnell—you folks know him as the Lieutenant Governor. He has meant so much to us there, and given us so much inspiration and courage that we will always know him as "Ray Schnell". It is hard for us to say "Honorable Lieutenant Governor".

Your Excellency, Governor Brunsdale; Mr. Speaker; and Members of the North Dakota Legislature; and Friends:

When Ray introduced me he said I worked at the Chase National Bank for eight years. When I first came to North Dakota I used to say I was a "cloak" at the Chase National Bank. They would ask me "When did you come?" I would say "This is the foist time I ever was in North Dakota". When I first went to Notre Dame, (where I later graduated), the boys used to get me aside and ask where I came from and I would say "From New Joisey". They would go further and say "What kind of a place is this 'Joisey'?" And I would say "It is one of the best places in the world".

New Jersey has meant a lot to me but I can tell you from deep in my heart that North Dakota is also a great place. The people from North Dakota have given me so much courage and so much strength that I can keep on going in some-

thing which I am sure will make a real "Home on the Range" for neglected and homeless boys of all races and creed. The more deeply I get into it, the more I see the necessity of this "Home on the Range."

I will tell you a little history about it. I had a great desire to help the boy that nobody else wanted to help—the boy that people turn away from because he was not a nice boy. They would say "We will get him out of society; we will put him some place where he won't be bothering anybody." He didn't seem to have a friend. When I started "Home on the Range" someone said "Why don't you take a lot of little boys and build them up, and your troubles won't be so great? Why take a boy of thirteen, or fourteen, or fifteen? He is well founded in his habits. You can't do much with that boy. If he is already a bad boy, put him some place—get him out of his present environments where he is causing too much trouble—get him away from society." But this thing has been in my heart, and I think about that boy—and I wish every one here would try to put himself in the place of a boy of thirteen or fourteen years of age, a boy that perhaps has already been in a little difficulty. Nobody wants him. He has been in some trouble and says to himself "What am I going to do? I am going before a judge and a juvenile commissioner and they say 'If you make one more bad step you will have to suffer; you will have to go to some place where you will be corrected and punished.'" If you were in that boy's place—just go back to when you were thirteen, fourteen or fifteen—(and I will take them at Home on the Range from ten to eighteen)—put yourself in that boy's place—he asks himself "Is there anybody who will give me a break?" Perhaps he comes from a bad family. There has been some difficulty in that family. Take for instance, one boy in a school where I taught, was one of the worst trouble-makers and nobody could get to him—all the teachers said "Leave him alone. He will get along. Just leave him alone—he will end up in some penitentiary, you can't do anything with him so why fool around with him"? This boy was causing all the trouble in the classroom which I taught. He would put spit balls on the ceiling and they would get hard and come down and hit the other kids on the head—he would disturb everyone. They were ready to get rid of him from that school. So I went up to him and said "What is wrong with you, Bill? He said "Well, you know, my Mother told me that I was crazy. What is the use of me trying. When I went to school one of the teachers said 'What are you hanging around for? There is no place for you in this school. You will never make anything of yourself. Your Mother said you were crazy.'" I said "Are you sure? Did anybody ever prove to you that you were crazy? I have watched you on the ball field and I have watched you make all kinds of plays so I know you have got a good head on you and that you are not crazy. I know that you are not crazy and I just want to help you; to console you a little bit, we will put you under observation in the hospital—I will arrange to do that." Of course the report came back that the boy was perfectly normal. It was just that one little thing that got him into the habit of stealing and into all sorts of trouble—

As I have said many times, in every boy, no matter what boy you get hold of; no matter how bad; no matter how many times he has slipped—there is a little spark of goodness in

him and if you can work around that spark of goodness; get him interested in something and work with him, I am sure that you can save that boy.

It is hard work. We have our problems at the Home on the Range. We have problem boys but Home on the Range is not a delinquent school. Home on the Range is going to be a home to prevent delinquency and to try and get boys before they start stealing; before they start getting into all sorts of trouble. You read in the newspapers about teen-age boys committing murder—boys of fifteen or sixteen. If somebody could have reached that boy, got hold of that spark of goodness in him and worked around that, I am sure they could have saved him.

I would like to tell you a little of the history of Home on the Range. I felt that I had something that I believed in and something that was absolutely needed. People said "There are no bad boys in North Dakota. Why establish a home for boys in North Dakota?" I said "I am not after the bad boys. I am after the neglected and homeless boys to prevent them from becoming bad and to show them there is someone that has some real interest in them." I had this thought, and there was a group of men—the Fraternal Order of Eagles—who were interested in this sort of boys. I went to them and explained that this was absolutely necessary; that there were many men being sent into penitentiaries and this could have been prevented if somebody had got hold of them before they were really bad. They said they would start me off. I had One Hundred Twenty-three Dollars. That was all I had. I didn't have a ranch—I had One Hundred Twenty-three Dollars and something in my heart. I believed this was absolutely necessary and absolutely worth-while. So later on the Eagles gave me Five Thousand Dollars. Then after this publicity began, people thruout the state began to know about it and one old couple, thru the goodness of their hearts, gave me a 960 acre ranch at Sentinel Butte, North Dakota, and the Home was started there. Then a great friend—we feel he is really a great friend to Home on the Range; some of his own boys say that he spends more time at Home on the Range than he does at his own home—that friend is Ray Schnell—he got us interested in cattle. It was really Ray Schnell that gave us the idea of a ranch. He felt that if we made it a farm or a town that perhaps the boys would get the idea that they wanted to go away; they wouldn't want to be milking cows—they want glamor, they want to get on horses and they want to keep occupied. It was really Ray Schnell that got our pure bred herd of Herefords for us—forty-three head that were donated to us from thruout the State of North Dakota from wonderful ranchers that felt they really believed in this and they wanted to do something to help these boys become better men.

Now, one of the most frequent questions that is asked about Home on the Range—a minister asked me recently about it—"What about religion at Home on the Range? You say you take boys of all races and all creeds." I said "That is what we do. We are trying to imitate, as well as we can, Father Flanagan's Boys' Town." He asked "Do all the boys go to your church?" Now, I have nine boys at Home on the Range. One is a Methodist; three are Lutheran and the rest are Catholics. Every boy goes to his own church. We have a

car that takes him down into Beach where they have a Lutheran and a Methodist church. I have my own service in a little room in the old house on Home on the Range. The minister asked me "Will I be able to instruct my boys?" I said "Yes." He said, "What more can you ask? Surely you are doing your best." One thing that I am insistent about at Home on the Range is that the boys pray and we do pray every night. We pray for everyone that has helped us; we pray for other boys.

I have been getting so many requests—requests from Montana, South Dakota, Illinois, New Jersey, New York, and various other places thruout the country. They are asking if they can send boys to Home on the Range.

When I was in New Jersey recently, when they put on a Father Cassedy day, I met so many people and the ones that really organized this day who helped put it on were from many different organizations—Hebrew organizations, all Veteran organizations, several members of Masonic lodge, and various other clubs in New Jersey—they all came together and worked, and even tho they are over two thousand miles from North Dakota, they had that interest because out here in North Dakota we were trying to help boys.

The boys at Home on the Range attend the public school at Sentinel Butte. It is my hope and my dream to have a school right at the Home on the Range; to have a school where we can teach a trade and teach scientific agriculture; to have an agronomist there and to have the boys build up their own cattle herds; to have 4-H clubs established. There are many fathers and mothers here today who know that many young folks are getting too much, today. They don't seem to have to work for what they get, and they get to the point that they say "We have everything and there is no need to work for it." At Home on the Range, I want to try to give them something—perhaps a little calf. We can pay so much for that calf and have the boys work up that calf and when they get enough money out of it they can sell that calf and actually in the end they can give back what we paid and then have the rest of that money to have a bank account for themselves. It is a little thing but they can say "When I go away from Home on the Range I will have a little bank account. I will have a little to start off." Many of these boys have no mother or father.

In this kind of work you can't expect too much appreciation from the boys. They don't realize what they are getting, and you can't reason with them—you just have to work on their emotions—and try to control these emotions—if anything happens, it just happens like that—there is no reasoning. You can't actually reason with a boy of this type but afterwards they will come back with a family—with their wife and family and say, "We really appreciate what you did for us. We didn't appreciate it while we were here but we do now. You have done a lot for us." And that is the way I feel about it at Home on the Range. Each one of my nine boys has a story and I wish you could hear that story. Two of the boys that I have there have been shifted from place to place. They never had a place they could call their own. They had nothing of which they could say "That is mine." I am trying to make it as much a home as I possibly can. For one thing, I remember their birthdays. Every boy

tells me when his birthday is and we have the lady there bake a cake. Then we have this cake and we put some candles on it, and surprise the boy. We get presents and surprise them. One of these little fellows said "You know, Father, this is the first time in all my life that I have had a birthday present or a birthday cake." Some of these boys have never had anything like that. They have gotten into difficulties and we are out to save them. We are going to use everything that we have got in us to make real men out of them and to show them that it is a great world. Today more than ever—and I don't have to talk to you great men here assembled about this—but today more than ever we need to build up our boys—to build up our youth and to make them real men and real American citizens. One lady who had lost a boy in the last war, gave us an American flag. We have that flying everyday. It makes us feel that it is a great county where we have freedom and where we can make our boys into real men and show them it is something they are born with and that there is nobody against them; that nobody wants to push them aside. They have horses there. They have many things to keep them busy. We are started now on with our buildings. All we had when we first started was a granary. It was quite funny for a while. I lived in the granary for a week all by myself—a wonderful two by four room and with the rats around—it was rather difficult for me coming from Jersey City to a ranch and living in this granary. We have remodeled this granary and we have room enough now to take care of ten boys—we could possibly squeeze one more in but we are going to try and keep the nine and do what we can for them. Our new building is a 78 by 34, two-story ranch type building and it is almost coming to completion. In that building we can take care of forty boys. We will have a chapel, living room, dining room, kitchen, classroom and we are going to have some separate rooms—six separate rooms for the older boys. We want to make it as much a home as we can, and the older boys like to have privacy. For the smaller boys we will have a dormitory. We will have a nice big fireplace and we are going to make everything homelike. We are going to have curtains. Perhaps some of you know Mrs. Agnes Guthrie. She is a retired registered nurse. She is helping us. She has had boys of her own and she knows what boys go thru.

But problems do come up. We have one particular boy there—everybody says "I would not keep him." Every time I look at that boy, I don't look at what he is doing, I look at his background to see why he is doing that because all these years he has never had a real break. He has had many different difficulties. People say "Well, now, why don't you get rid of him. He is causing a lot of trouble." I say "Where would he go? Who would take him? Nobody wants him. Maybe I can at least get some principles over to him." I try to do everything I possibly can for him. Perhaps he is molded in his habits, but maybe I can get one principle over to him when he gets over his emotions and maybe he will become something." Every time he goes to town and even in school, they say he is a trouble-maker and that he will always be a trouble-maker all his life. But I say that I am going to try and keep working with him and use patience—not get rid of him because I feel that deep down there is



something; if the boy could forget his past and really become something. I feel there is a chance for him.

One of the greatest things we have to do at Home on the Range, and which is absolutely necessary we must teach the boys a love of God. You have probably read the pamphlet put out by Edgar Hoover. He said that most of the difficulty with boys and girls was that when he went into their home background there was no mention of God. I feel that if a boy does not believe in God and does not accept the commands of God, then how is he going to accept the commands of Man; that he should not steal; that he should not destroy property; that he should not kill. Those are the laws of God and if he obeys the laws of God, he is going to obey the laws of Man.

This is a constant job. It is a project which is so big that people say to me "Aren't you tackling something very big? Isn't that too big for you?" It is not too big if it is going to save boys, if it is going to make real citizens for this state and for this great country of ours. We do other things sometimes perhaps and neglect this most necessary thing, which is to save boys. You must remember that these boys are going to be the future men. They are going to be the leaders and we must do something for them. And we do have leaders out there. We have three boys at the Sentinel Butte school getting very high marks. It shows that they have good minds. One is on the basketball team and one was on the football team. And by the way, one of them is a very good cowboy. The Medora rodeo was one of the great things that the American Legion put on, and all the cowboys. If you could only have seen all those men. Everybody worked hard—Ray Schnell and his boys and the Western Livestock, and all the different livestock sales and these different ranchers, and these cowboys putting everything they had in it and they didn't ask a penny. They just wouldn't charge. They said "If this is to help neglected and homeless boys we will give everything we have." They said "We haven't much to give but we will give all we have." Those forty-three heifers that were brought in by Ray Schnell mean so much—he went to the ranchers and convinced them there was something needed in North Dakota—a ranch home to build up boys and to save them from future difficulties and future dangers.

We have got a Home on the Range. A place where we can tell a boy that we will do everything we can for him and show him that there is real opportunity and a real chance in this great State of North Dakota.

I could just keep on talking and talking about Home on the Range. It is something in which I believe in and which I am absolutely sure is necessary. If I could just take every man here to our ranch and let him talk to these boys. Perhaps you have met some of these boys that are in difficulty you can tell them "There is a place for you", altho' I have forty applications in the file and as I said, I have heard from various other states. I feel that we have got to keep on building and building and doing everything that we can to make this Home on the Range a real thing.

We have only been going a little over a year and it seems that God is showering many blessings on us. Homemakers clubs, fraternal orders, various other clubs and individuals thruout this state and thruout the country have helped us. I had the opportunity of being on the Phillip Morris program

on the radio and since then I have heard from forty-five states and some places in Canada, writing me and saying "Keep the good work up because we need more Homes on the Range. We need more boys' home to save our poor kids that are in difficulty."

As I said before if you could just put yourself in the place of those boys or put yourself in the place of boys that come before a judge and the judge will say "Is there anybody here that can take care of this boy? Now, he has stolen and this is his second offense. What are we going to do with him?" And nobody speaks up. He is sent away and gets discouraged, nobody takes an interest in him. If there can be a Home on the Range we can say "Come out here where we will try our best to give you kindness", to help you to find yourself.

A boy who comes to Home on the Range is not forced to stay. He is not sentenced. He may leave when he wishes. One of the boys who had been there a few days and had some little things on his mind that he was worried about, something which had happened in his past life with his family—I noticed the poor kid wasn't even eating and usually they have good appetites at Home on the Range—he said to me that he was going to run away, and I said "Run away? You never have to run away from Home on the Range. You just come down and tell me and we will try to arrange any way you wish. You don't need to run away. There are no bars. This is going to be a home. Altho' it is almost impossible to fully duplicate a real home but we are going to try our best to make it as much a home as we possibly can." After that, that boy never had that feeling.

I was in Boys' Town a year ago. They have seven hundred and fifty boys there. I was there trying to study them. They have a wonderful place and I hope we can build up something like that in North Dakota with this Home on the Range. I have great hopes and dreams that we will be able to have a gymnasium there and different other buildings.

One of the boys asked me the other day "When is Ray Schnell coming out?" They always ask about him. He helps them with horses. If they want to know anything about horses or cattle they always go to Ray Schnell. When we had that rodeo one of the boys surprised everybody. He had been practicing on one of the milking cows the night before the rodeo in Medora. Three of the boys drew lots to find out which boy was going to ride the rough calf, and one of the boys who was not considered the best rider was chosen to ride this calf. And he rode it and got a wonderful pair of spurs. You should see how happy he is, anytime it is mentioned. He has the spurs on his bed. Any time anybody comes in he shows them the spurs that he won at the rodeo. There is just something about a ranch, and the more I get into it, the more I see this. It has an attraction for boys, with the horses, cattle and various things there to keep them busy.

I thank you for this wonderful opportunity. Come out and visit us at Home on the Range at any time. You are not going to see an awful lot of things there; we are just starting. We need your inspiration and we need your backing. And you can tell others about our cause. We feel that we have got something which is absolutely necessary and we know that it is going to go thru and I am going to use

every bit of energy that I have to go thru with it. I am going to try to give everything I have because I believe it is something that is absolutely necessary.

I thank you so much for this opportunity.

Mr. Speaker: Thank you, Father Cassedy. I am sure it has been most interesting to the people in your audience. I am sure a lot of people in your audience know a little more about the Home on the Range for Boys Ranch as it exists today. We wish you all the success in the world, Father Cassedy, and we also wish you the blessings from Above.

We are very fortunate in having with us today the Honorable Governor. We are most happy that you could take time off from your busy day to be with us here today. We are very happy about that Governor Brunsdale.

When Father Cassedy was in Jersey City, someone wrote a poem and set it to the music of Home on the Range. Again the singing star of this program will render this selection. It is a little bit unfair to Rep. Roen to ask him to do this on short notice, but I am sure Rep. Roen will do the best he can. Rep. Roen.

Rep. Roen: The words to this have been written by Dorothy Brown.

The selection was then rendered by Rep. Roen.

Mr. Speaker: Rep. Roen will now lead us in singing God Bless America.

God Bless America was sung by the audience.

Mr. Speaker: This closes the special order of business and I am happy to turn the mike back to Lt. Governor Schnell.

Lt. Gov. Schnell: Thank you, Mr. Speaker, and thank you, Father Cassedy.

### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 6, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 585.

W. J. TROUT, Secretary.

### SECOND READING OF SENATE BILLS

Senate Bill No. 181

Was read the second time.

Senator Day moved that Senate Bill No. 181 be amended as follows:

In line 9 of the printed bill between the words "sold" and "in" insert the words "or used".

In line 43 strike out the comma.

In line 59 strike out the word "license".

In line 81 delete the brackets.

In line 124 delete the brackets

Which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 181 be considered properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 181, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Coghlan	Kusler	Shure
Dahl	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Baeverstad	Pyle	Strand
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Bridston

So the bill passed and the title was agreed to.

Senate Bill No. 220

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, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Schoeder
Bilden	Kamrath	Schrock
Bjorlie	Klusmann	Shure
Blume	Knudson	Solberg
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Reinke	Work
Geelan	Sauer	

Those voting in the negative were:

Page

Absent and not voting:

Baeverstad	Rue	Sandness
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Pyle

So the bill passed and the title was agreed to.

Senate Bill No. 222

Was read the second time.

Senator Day moved that Senate Bill No. 222 be amended as follows:

After line 19 add the following: 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.

Which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 222 be considered properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

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

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhousen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Those voting in the negative were:

Dahl

Absent and not voting:

Baeverstad	Pyle	Sandness
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 124

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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Feton	Nelson	Thomas
Foss	Nordhousen	Torno

Fraser	O'Brien	Troxel
Freed	Olson	Wahlund
Geelan	Reinke	Welander

Those voting in the negative were:

Dahl	Pyle	Shure
Duffy	Sandness	Work
Page		

So the bill passed and the title was agreed to.

Senate Bill No. 147

Which has been read.

Senator Morgan moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Concurrent Resolution "K"

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, 45; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Geelan	Rue
Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Knudson	Schrock
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nordhousen	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Those voting in the negative were:

Nelson	Shure	Solberg
O'Brien		

So the resolution was declared adopted.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 6, 1951

Mr. President: I have the honor to return:

House Bill No. 585

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution 3

Was delivered to the Secretary of the State for his approval at the hour of 4 o'clock, February 6, 1951.

W. R. BLUME, Chairman.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Knudson moved that the vote by which House Bill No. 585 was lost be reconsidered, which motion prevailed.

Senator Knudson moved that House Bill No. 585 be referred to the Committee on Judiciary, which motion prevailed.

Senator O'Brien moved that Senate Bill No. 149 be reprinted and that Senate Bills No. 113, and 222 be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 7, 1951, which motion prevailed.

W. J. TROUT, Secretary.

THIRTY-SIXTH DAY AFTER RECESS  
AND THIRTY-SEVENTH DAY

Bismarck, February 7, 1951

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

SECOND READING OF SENATE BILLS

Senate Bill No. 71

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, 2; nays, 43; absent and not voting, 4.

Those voting in the affirmative were:

Day

Page

Those voting in the negative were:

Anderson

Klusmann

Schoeder

Baeverstad

Knudson

Schrock

Bjorlie

Krenz

Shure

Blume

Kusler

Solberg

Coghlan

Luick

Spiekermeier

Dahl

Morgan

Strand

Dewing

Nelson

Streibel

Duffy

Nordhougen

Stucke

Feton

O'Brien

Thomas

Foss

Olson

Torno

Fraser

Pyle

Troxel

Freed

Reinke

Wahlund

Geelan

Sandness

Welander

Haag

Sauer

Work

Kamrath

Absent and not voting:

Bilden

Leno

Rue

Bridston

So the bill was declared lost for lack of a constitutional majority.

Senator Day changed his vote from aye to nay for the purpose of reconsideration.

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

Senator Day moved that the action by which Senate Bill No. 71 was lost be reconsidered, which motion was lost.



Senate Bill No. 205

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, 23; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Knudson	Rue
Baeverstad	Krenz	Sandness
Bridston	Kusler	Sauer
Duffy	Luick	Shure
Feton	Morgan	Spiekermeier
Foss	O'Brien	Troxel
Freed	Page	Work
Klusmann	Reinke	

Those voting in the negative were:

Bjorlie	Kamrath	Solberg
Blume	Leno	Strand
Coghlan	Nelson	Streibel
Dahl	Nordhougen	Stucke
Day	Olson	Thomas
Dewing	Pyle	Torno
Fraser	Schoeder	Wahlund
Geelan	Schrock	Welander
Haag		

Absent and not voting:

Bilden

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 210

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bilden                      Stucke

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 115, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Vice-Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 116, have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted.

Senator Bjorlie made the substitute motion that Senate Bill No. 116 be placed on the calendar, which motion was lost.

The question was on the motion of Senator Foss to adopt the committee report on Senate Bill No. 116, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 117, have had the same under consideration and recommend that the same be amended as follows:

After line 18 add the following language: "Any bus in excess of thirty-five feet in length must be equipped with drinking water and toilet facilities."

After line 52 add the following language: "All axles shall have adequate acting brakes and all tandem axels must be so constructed and installed so that a vertical movement of either axle in an amount of not to exceed 3 inches will not alter the load imposed on the axle by more than 1500 pounds."

Renumber lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 121, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 126, have had the same under consideration and recommend that the same be amended as follows:

In line 12 strike out the words "full and complete report" and insert in lieu thereof the word "summary".

In line 13 after the word "meeting", strike out the period and add the words "including a statement of all payments of money authorized thereat."

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 146, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 160, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 169, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 173, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 177, have had the same under consideration and recommend that the same be indefinitely postponed.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 184, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 185, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss 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. 191, have had the same under consideration and recommend that the same be amended as follows:

In line 18 delete the bracket.

In line 19 strike out the word "two".

In line 70 strike out the word "monthly" and insert the word "semi-annually".

In line 74 after the word "after" strike out the remainder of the line and insert in lieu thereof "April 1st and October 1st of each calendar year."

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 193, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 208, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 209, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Vice-Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 233, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 234, have had the same under consideration and recommend that the same be amended as follows:

In lines 17 and 18 change the comma to a period after the word association, and delete the words "Within the limits of federal insurance."

In lines 60 and 61 change the comma to a period after the word association, and delete the words "Within the limits of federal insurance."

And when so amended recommend the same do pass.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 236, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 238, have had the same under consideration and recommend that the same be indefinitely postponed.

HUGH J. WORK, Chairman.

Senator Work 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. 242, have had the same under consideration and recommend that the same be amended as follows:

In line 29, strike out the word "truckload" and insert the words "six thousand pounds" in lieu thereof.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 246, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 247, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "J," have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 542, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Vice-Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Sandness requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Sandness moved that Senate Bill No. 14 be referred to the Committee on Appropriations, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

Senator Shure moved that the amendments to Senate Bill No. 57 be adopted, which motion prevailed.

Senator Page moved that the amendments to Senate Bill No. 203 be adopted, which motion prevailed.

Senator Fetton moved that the amendments to House Bill No. 590 be adopted, which motion prevailed.

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

W. J. TROUT, Secretary.

## THIRTY-SEVENTH DAY

Bismarck, February 7, 1951

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

Prayers by Chaplain Rev. Frank Rumer, Mandan.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-fifth Day after recess and Thirty-sixth Day and find the same correct.

ARNOLD BJORLIE, Chairman.

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

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 7, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 550.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 7, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 509

House Concurrent Resolution "C"

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 7, 1951

Mr. President: I have the honor to transmit:

House Bill No. 506

House Bill No. 533

House Bill No. 551

House Bill No. 606

House Bill No. 611

House Bill No. 635

House Bill No. 639

House Bill No. 665

House Bill No. 667

House Bill No. 668

House Bill No. 722

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

KENNETH L. MORGAN, Chief Clerk.

## COMMUNICATIONS

A communication was presented by Senator Morgan from R. A. Lathrop of Seattle, Washington, suggesting the creation of an Interim Committee to study the "principles" of state government and the "mechanics" of legislative operations incident thereto.

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 181  
Senate Bill No. 222

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 166, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

## MOTIONS

Senator Foss moved that Senate Bill No. 94 be withdrawn, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

Senator Bilden moved that the amendment to Senate Bill No. 201 be amended as follows:

In Section 4, strike out all of line 27a and insert in lieu thereof the following:

"and all slaughterers under Federal inspection shall", which motion prevailed.

Senator Bilden moved that the rules be suspended and that the amendments to Senate Bill No. 201, as amended, be adopted, which motion prevailed.

## MOTIONS

Senator Foss moved that Senate Bill No. 186 be printed, which motion prevailed.

## FIRST READING OF SENATE BILLS

Senators Rue and Anderson introduced:

Senate Bill No. 249. A Bill for an Act Providing for the Construction and Equipping of an Executive Mansion on the Capitol Grounds and Providing an Appropriation.

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

Senators Dahl, Shure, Fetton, Morgan, Rue, Day, Geelan, Duffy, Schrock, Sandness and Pyle introduced:

Senate Bill No. 250. A Bill for an Act to Provide Public Revenue To Be Used for Maintenance of City and Village Governments by Imposing Separate and Additional Taxes Upon Sales at Wholesale of Alcoholic Beverages; to Provide for the Collection of Such Taxes and the Distribution and

Use of the Revenue Derived Therefrom; to Prohibit Tax Avoidance; Providing a Penalty and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Dahl, Shure, Feton, Morgan, Rue, Day, Geelan, Duffy, Schrock, Sandness and Pyle introduced:

Senate Bill No. 251. A Bill for an Act to Provide Public Revenue To Be Used for the Maintenance of City and Village Governments by Imposing a Separate and Additional Tax of One-half Mill on Each Cigarette Sold Within This State, and to Provide for the Collection of Such Tax and the Distribution and Use of the Revenue Derived Therefrom, and Fixing Penalties for Violation.

Was read the first time and referred to the Committee on Finance and Taxation.

The Delayed Bills Committee introduced:

Senate Bill No. 252. A Bill for an Act to Amend and Reenact Section 39-1606 of the 1949 Supplement to the North Dakota Revised Code of 1943, Also Known as Section 6 of Chapter 256 of the Session Laws of 1947, Relating to the Suspension of Driver's License.

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

Senators Strand, Nelson, Kusler, Freed and Sauer introduced:

Senate Concurrent Resolution "O." A Concurrent Resolution Urging That United States Highway No. 85 Be Designated as a Part of the National System of Interstate Highways and as a Part of the Strategic Network of Traffic Routes of Military Importance.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 147

Which has been read.

Senator Nordhougen moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Bill No. 154

Was read the second time.

Senator Dahl moved that further consideration of Senate Bill No. 154 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bridston	Klusmann	Shure
Coghlan	Krenz	Spiekermeier
Day	Kusler	Thomas
Duffy	Luick	Torno
Feton	Morgan	Troxel



Foss	Nelson	Wahlund
Freed	O'Brien	Work
Geelan	Pyle	
Those voting in the negative were:		
Bilden	Leno	Schoeder
Bjorlie	Nordhogen	Schrock
Blume	Olson	Solberg
Dahl	Page	Streibel
Dewing	Reinke	Stucke
Fraser	Sandness	Welander
Knudson		

Absent and not voting:

Strand

So the bill passed and the title was agreed to, and the emergency clause was declared lost for lack of a two-thirds majority.

#### FIRST READING OF HOUSE BILLS

House Bill No. 506. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Sections 54-1601 to 54-1604, Inclusive, and 54-1606, and Also Section 54-1609 of the North Dakota Revised Code of 1943.

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

House Bill No. 533. A Bill for an Act Making an Appropriation to the Game and Fish Department to Be Expended for Predatory Animal and Rodent Control Under the Supervision of the Director of Predatory Animal Control.

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

House Bill No. 551. A Bill for an Act to Amend and Re-enact Section 39-0422 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License Registration Fees for Passenger Motor Vehicles, and Providing for an Effective Date.

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

House Bill No. 606. A Bill for an Act to Provide that Holders of Amateur Radio Station Licenses upon Proper Proof of Such License, and upon Payment of Added Fees May Apply for and Obtain Special Plates Bearing the Applicant's Amateur Radio Call Letters, Which Plates Shall Be Issued With and in Addition to the Usual Motor Vehicle Registration Certificates and Plates.

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

House Bill No. 611. A Bill for an Act Requiring New Motor Vehicles to Be Equipped with Turn Signals.

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

House Bill No. 635. A Bill for an Act to Provide for the Installation of Windshields, Windshield Wipers and Canopy or Tops on Track Motor Cars Operated by Railroads and Providing a Penalty.

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

House Bill No. 639. A Bill for an Act Relating to Watercraft; Providing for the Safe Operation Thereof; Providing for the Licensing, Control, and Regulation of Watercraft Used for Hire, and Providing for Penalties.

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

House Bill No. 665. A Bill for an Act to Amend and Reenact Sections 39-0301, 39-0302, 39-0305, 39-0306, 39-0308, 39-0309, and 39-0621 of the North Dakota Revised Code of 1943 and Section 39-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the State Highway Patrol.

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

House Bill No. 667. A Bill for an Act to Amend and Reenact Section 39-0459 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Issuance of Motor Vehicle Dealer's License; Fees To Be Paid; Providing for Issuance of Dealer's Plates and the Qualifications.

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

House Bill No. 668. A Bill for an Act to Amend and Reenact Sub-section 1 of Section 39-0401 of the 1949 Supplement to the North Dakota Revised Code of 1943, Defining the Word "Dealer."

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

House Bill No. 722. A Bill for an Act Making It Unlawful for Anyone to Deface, Destroy or Alter Engine or Serial Numbers on New Tractors, Combines, Corn Pickers or Any Other New Heavy Farm Machinery Carrying a Factory Serial Number, and Providing a Penalty Therefor.

Was read the first time and referred to the Committee on Industry and Business.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 7, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 113  
Senate Bill No. 124  
Senate Bill No. 149  
Senate Bill No. 165  
Senate Bill No. 181  
Senate Bill No. 220  
Senate Bill No. 222  
Senate Concurrent Resolution "K"

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 7, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 535  
House Bill No. 553

House Bill No. 582

House Bill No. 587

Which the President has signed.

W. J. TROUT, Secretary.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dahl moved that the Senate reconsider its action on Senate Bill No. 205, by which it was lost.

Senator Bridston requested a call of the Senate, which request was granted.

Senator Bridston moved that the call of the Senate be dispensed with, which motion prevailed.

The question was on the motion of Senator Dahl to reconsider its action on Senate Bill No. 205, which motion prevailed.

Senator Morgan moved that Senate Bill No. 205 be placed on the calendar for final passage, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 205

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Luick	Shure
Duffy	Morgan	Torno
Feton	O'Brien	Troxel
Foss	Page	Work

Those voting in the negative were:

Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Blume	Nelson	Strand
Day	Nordhougen	Streibel
Dewing	Olson	Stucke
Fraser	Pyle	Thomas
Geelan	Schoeder	Wahlund
Haag	Schrock	Welander
Kamrath		

So the bill was declared lost for lack of a constitutional majority.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 8, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**THIRTY-SEVENTH DAY AFTER RECESS  
AND THIRTY-EIGHTH DAY**

Bismarck, February 8, 1951

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

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

**MOTIONS**

Senator Morgan moved that the President of the Senate appoint a committee of three from the Senate to act with a like committee from the House to arrange for the Lincoln Day program, February 12, 1951, which motion prevailed.

Senator Nordhugen moved that the President of the Senate appoint a committee of three from the Senate to act with a like committee from the House to arrange for a program on Washington's birthday, February 22, 1951, at which time the Memorial services will be held, which motion prevailed.

Senator Morgan moved that the Senate recess until 1:45 p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 104, 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:

For an Act assessing and levying upon all sales of motor vehicle fuel, a special tax of one cent per gallon, in addition to all other taxes, and appropriating proceeds of such special tax to the state highway department construction fund for the construction and reconstruction of state highways, and providing a penalty.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

- 1 SECTION 1. DEFINITIONS.) In this Act, unless
- 2 the context or subject matter otherwise requires:
- 3 1. "Motor vehicles" means all vehicles, engines, or

- 4 machines, movable or immovable, which are  
 4a operated  
 5 in whole or in part by internal combustion of one  
 6 or more of the motor vehicle fuels defined in this  
 7 Act;
- 8 2. "Motor vehicle fuels" includes all products  
 8a commonly  
 9 or commercially known or sold as gasoline,  
 9a including  
 10 casinghead and absorption or natural gasoline,  
 10a regardless  
 11 of their classification or uses, and any liquid which,  
 12 when subjected to distillation in accordance with the  
 13 standard method of test for distillation of gasoline,  
 14 naphtha, kerosene, and similar petroleum products,  
 15 american society for testing materials designation  
 16 D-86, shows not less than ten percent distilled,  
 17 recovered, below three hundred forty-seven degrees  
 18 fahrenheit, one hundred and seventy-five degrees  
 19 centigrade, and not less than ninety-five percent  
 20 distilled, recovered, below four hundred sixty-four  
 21 degrees fahrenheit, two hundred forty degrees  
 21a centi-  
 22 grade;
- 23 3. "Dealer" means any person, firm, association, or  
 24 corporation importing or causing to be imported  
 24a from  
 25 any other state or country any motor vehicle fuel  
 25a for  
 26 operating or propelling motor vehicles for use,  
 26a distri-  
 27 bution or sale, in and after the same reaches the  
 27a state  
 28 of North Dakota, and any person, firm, association,  
 28a or  
 29 corporation producing, refining, manufacturing, or  
 30 compounding any motor vehicle fuel in this state for  
 31 use, distribution or sale therein;
- 32 4. "Original package" means any tank car, barrel,  
 32a or other  
 33 package which is in the form and condition in  
 33a which the  
 34 same was imported into the state;
- 35 5. "Person" shall include every individual, partnership,  
 36 society, incorporated association, joint stock  
 36a company,  
 37 corporation, trustee, executor, administrator, or  
 38 guardian; and
- 39 6. "Auditor" shall mean the state auditor of this state.
- 40 SECTION 2. TAX IMPOSED ON SALES OF  
 40a MOTOR VEHICLE  
 41 FUELS.) There is hereby imposed a tax of one cent per  
 42 gallon on all sales of motor vehicle fuel sold in this state.  
 43 The tax imposed by this section shall be separate and  
 43a apart  
 44 from and in addition to all other taxes and shall be  
 44a collected  
 45 by the dealer from the consumer on all sales other than  
 45a sales  
 46 of fuel in the original packages. Where sales are made

46a in the  
47 original package the dealer shall have the option of  
47a collecting  
48 the tax of one cent per gallon imposed on such sales.  
49 SECTION 3. SALE IN ORIGINAL PACKAGE;  
50 INVOICE; DELIVERY OF COPIES.) Whenever a  
51 dealer in motor vehicle fuel makes a sale in the original  
52 package in which the fuel was imported, he shall deliver  
52a to  
53 the purchaser thereof an invoice of such fuel, stating  
53a the name  
54 and address of the purchaser, the quantity and kind of  
54a fuel sold  
55 and whether or not the dealer has collected the tax on  
55a such fuel.  
56 Such dealer shall transmit to the state auditor, duplicate  
56a copies  
57 of all invoices issued and delivered by him to purchasers.  
58 SECTION 4. TAX CHARGEABLE TO CONSUMER.)  
58a Every  
59 dealer who is required to collect the motor vehicle fuel tax  
60 imposed by this Act shall charge and collect the tax of one  
61 cent per gallon on all motor vehicle fuel sold by him,  
61a except  
62 as provided in section 2 of this Act, as a part of the  
62a selling  
63 price thereof.  
64 SECTION 5. PAYMENT OF TAX.) The tax  
65 collected upon motor vehicle fuel sold in any calendar  
65a month  
66 shall be remitted by the dealer to the state auditor, who  
66a shall  
67 receipt to the dealer therefor, and forthwith shall pay  
67a over all  
68 of the money thus received to the state treasurer.  
69 SECTION 6. DUTY OF PURCHASER TO PAY  
69a TAX.)  
70 If any person shall purchase or receive from any fuel  
70a dealer  
71 in this state motor vehicle fuel in the original package in  
72 which the same was imported, and such dealer shall not  
72a have  
73 collected the tax upon such fuel as provided in this Act,  
73a such  
74 purchaser on the fifteenth day of each month shall remit  
74a and  
75 pay to the state auditor the tax of one cent a gallon due  
75a on  
76 such motor vehicle fuel.  
77 SECTION 7. APPROPRIATION OF PROCEEDS  
78 OF TAX.) The proceeds of such special tax of  
79 one cent per gallon are hereby appropriated to the state  
79a highway  
80 department for construction of state and secondary  
80a highways under  
81 the jurisdiction of the state highway department.  
82 SECTION 8. REFUND OF TAX WHERE FUEL  
83 USED FOR AGRICULTURAL OR INDUSTRIAL  
83a PURPOSES.)  
84 The provisions of chapter 57-50 of the 1949 Supplement  
84a to the

85 North Dakota Revised Code of 1943, providing for the  
 85a refunding  
 86 of license taxes paid upon motor vehicle fuels used for  
 86a agri-  
 87 cultural or industrial purposes shall apply to the special  
 88 tax imposed in section 6 of this Act.  
 89 SECTION 9. PENALTY.) Any dealer, person  
 90 or association of persons, firm or corporation violating  
 91 any provisions of this Act, or any person, firm, or  
 91a corporation  
 92 making any false statement in any report required by this  
 92a Act,  
 93 or failing or neglecting to collect or charge the one cent  
 93a per  
 94 gallon additional special motor vehicle fuel tax imposed  
 94a herein,  
 95 is guilty of a misdemeanor and shall be punished by a  
 95a fine of not  
 96 more than five hundred dollars or by imprisonment in  
 96a the county  
 97 jail for not more than ninety days, or by both such fine  
 97a and  
 98 imprisonment.

And when so amended recommend the same do pass.

W. H. SHURE, Chairman.

Senator Shure 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. 107, have had the same under consideration and recommend that the same be amended as follows:

In the title delete the period after the word "subdivisions", insert a comma and add the words "and declaring an emergency."

In line 9 and 10 strike out the words "in school districts and that" and insert in lieu thereof the following language: "if prior to January 1, 1951, any school district shall have commenced the erection of a new school building or the school building in such school district shall have been destroyed and such school district shall vote to issue bonds for the purpose of completing or erecting a school building prior to January 1, 1952, or"

Add after line 21 the following: "SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 175, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

Senator Day 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. 183, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 190, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

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

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

In line 27 strike out the period and add the following language: "by the Secretary of State."

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. 505, 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 Appropriations to whom was referred House Bill No. 507, 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 Appropriations to whom was referred House Bill No. 508, 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 Appropriations to whom was referred House Bill No. 511, 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 Appropriations to whom was referred House Bill No. 512, 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 Appropriations to whom was referred House Bill No. 515, 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 Appropriations to whom was referred House Bill No. 516, 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 Appropriations to whom was referred House Bill No. 520, 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 Appropriations to whom was referred House Bill No. 521, 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 Appropriations to whom was referred House Bill No. 522, 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 State and Federal Government to whom was referred House Bill No. 563, 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. 583, 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 Appropriations to whom was referred House Bill No. 588, 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 Appropriations to whom was referred House Bill No. 593, 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 State and Federal Government to whom was referred House Bill No. 600, have had the same under consideration and 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 and Federal Government to whom was referred House Bill No. 605, 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 and Federal Government to whom was referred House Bill No. 664, 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 House Concurrent Resolution "E," 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.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 8, 1951

Mr. President: I have the honor to transmit:

House Bill No. 510  
House Bill No. 550  
House Bill No. 591  
House Bill No. 597  
House Bill No. 615  
House Concurrent Resolution "F"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 8, 1951

Mr. President: I have the honor to return:

Senate Bill No. 39  
Senate Bill No. 42  
Senate Bill No. 51  
Senate Bill No. 76  
Senate Bill No. 77  
Senate Bill No. 82

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

## CONSIDERATION OF AMENDMENTS

Senator Work moved that the amendments to Senate Bill No. 117 be adopted, which motion prevailed.

Senator Feton moved that the amendments to Senate Bill No. 126 be adopted, which motion prevailed.

Senator Troxel moved that the amendments to Senate Bill No. 191 be amended as follows:

In line 70 after the period strike out the rest of the line and lines 71 to 74 inclusive. Which motion prevailed.

Senator Troxel moved that the rules be suspended and that the amendments to Senate Bill No. 191, as amended, be adopted, which motion prevailed.

Senator Shure moved that the amendments to Senate Bill No. 234 be adopted, which motion prevailed.

Senator Troxel moved that the amendments to Senate Bill No. 242 be adopted, which motion prevailed.

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

W. J. TROUT, Secretary.

## THIRTY-EIGHTH DAY

Bismarck, February 8, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Frank Rumer, Mandan.

Roll Call: All Senators present.

A quorum was declared by the President.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth Day after recess and Thirty-seventh Day and find the same correct.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

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

## COMMUNICATION

Senator Day presented a resolution from the Grand Forks Chamber of Commerce asking that the North Dakota Legislature pass a resolution memorializing the Congress of the United States to take necessary steps to foster and promote such legislation as to bring to a realization the St. Lawrence Seaway.

Senator Day presented a resolution from the Young Republicans of the University of North Dakota favoring specific action by the 1951 Legislature of North Dakota affording specific relief for the cities and villages of this state by re-allocation of the tax revenue and other effective means.

Senator Day requested that the above communications be printed in the Journal.

Senator O'Brien objected to the resolution from the Young Republicans being printed in the Journal.

Senator Day moved that the resolution from the Young Republicans be printed in the Journal, which motion prevailed.

February 6, 1951

The Honorable Carroll E. Day  
State Senator  
Capitol Building  
Bismarck, North Dakota

Dear Senator Day:

The Board of Directors of the Grand Forks Chamber of Commerce in regular session at 12 noon on Monday, February 5, after careful consideration unanimously adopted the following resolution with instructions to the Secretary that it be submitted to the Grand Forks County representation in the North Dakota legislature.

WHEREAS it has become recently apparent that the Federal Government in Washington has taken an increased interest in the construction and completion of the St. Lawrence Seaway, and

WHEREAS in recognition of the purpose of the St. Lawrence Seaway development in that it would be possible for salt water shipping to reach the harbor of Duluth, Minnesota, and inasmuch as during the past thirty to forty years it has generally been recognized that the citizens of Grand Forks and the State of North Dakota have always favored the St. Lawrence Seaway, and

WHEREAS it is our opinion and belief that the development of such a Seaway would have a salutary effect on the welfare of our business and agricultural industries in this area, and

WHEREAS the institution of such a Seaway service would make more transportation facilities available to the State of North Dakota which would create a wider distribution of our agricultural commodities at a lower freight cost, and

WHEREAS the institution of such waterway service might make available to us manufactured goods at a lower freight rate, and

WHEREAS in the interest of national defense and the development of the great inland midwestern area of the United States such a waterway project is desirable and feasible.

NOW, THEREFORE, BE IT RESOLVED, that the North Dakota Legislature pass a resolution memorializing the Congress of the United States to take necessary steps to foster and promote such legislation as to bring to a realization the St. Lawrence Seaway all to the end that ocean going vessels may have access to the Great Lakes as far west as Duluth, Minnesota.

Respectfully submitted,

GRAND FORKS CHAMBER  
OF COMMERCE

N. Jay Leonard, Manager.

RESOLUTIONS OF THE YOUNG REPUBLICANS  
OF THE UNIVERSITY OF NORTH DAKOTA

I

WHEREAS the Young Republicans of the University of

North Dakota realize the importance of an educated politically wise body of voters to support the continued life of the Republican Party,

**THEREFORE BE IT RESOLVED** that the Young Republicans of the University of North Dakota work to educate other young people in Republican philosophies and methods, to the end that the proceedings of political organization, which is of the essence of democratic peoples, is no longer a mystery,

## II

**WHEREAS** instructors employed by institutions of higher learning are one of the lowest-paid groups in the professional field,

**WHEREAS** the instructors at the University of North Dakota rank considerably lower in pay than among other institutions of higher learning in the United States,

**THEREFORE BE IT RESOLVED** that the Young Republicans of the University of North Dakota respectfully and earnestly urge the North Dakota Legislature to appropriate a 10% across the board increase in pay for all instructors in institutions of higher learning in the State of North Dakota,

## III

**WHEREAS**, there is pending before the State Legislature a bill providing for an act to provide for the issuance, sale and delivery of general obligation bonds of the State of North Dakota by the State Board of Higher Education to finance certain obligations issued or to be issued under the provisions of Senate Bill No. , and to provide for levies of taxes and appropriations to pay such bonds,

**WHEREAS** the Young Republicans of the University of North Dakota have determined after research that passage of this act would bring about the savings to the Student Union in the amount of approximately seventy-five thousand dollars, which would otherwise be paid out in interest,

**THEREFORE BE IT RESOLVED** that the Young Republicans of the University of North Dakota advocate and urge the passage of Senate Bill No. ,

## IV

**WHEREAS** great progress has been made in highway improvements in the past several years,

**WHEREAS** the Young Republicans of the University of North Dakota consider highways necessary to maintain efficient, progressive, and thriving business and government.

**THEREFORE BE IT RESOLVED** that the Young Republicans of the University of North Dakota commend previous legislatures for highway improvements,

further

**BE IT RESOLVED** That the Young Republicans of the University of North Dakota favor a continuance of specific action for highway improvements,

## V

**WHEREAS** the Young Republicans of the University of

North Dakota fully realize the present problem of insufficient moneys for operations of municipalities,

WHEREAS the Young Republicans of the University of North Dakota are aware of the over-burdening effect on the taxpayers of the municipalities under the present real and personal property taxes,

THEREFORE BE IT RESOLVED that the Young Republicans of the University of North Dakota favor specific action by the 1951 Legislature of North Dakota affording specific relief for the cities and villages of this state by re-allocation of the tax revenue and other effective means.

A telegram was presented by Senator Freed asking support of House Bill No. 540 and support for the education of handicapped children.

1951 Feb. 7

Hon. Senator Amos Freed  
State Capitol  
Senate Chambers  
Bismarck, N. Dak.

I have been soliciting funds the past five years in Stark county to assist financially in the cure of polio. Now I am interested in the House Bill 540 and ask your support for the education of handicapped children. I know the need for this important bill and hope this legislature will assist.

H. E. BROWN  
Polio Chairman.

A resolution was presented from Board of County Commissioners at Lisbon, North Dakota, urging the passage of Senate Bill No. 175.

A communication was presented from Mr. and Mrs. Ernest Schweitzer of Cavalier, North Dakota, stating that they were opposed to Senate Bills Nos. 99 and 110.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 57  
Senate Bill No. 201  
Senate Bill No. 203

And find the same correctly engrossed.

W. R. BLUME, Chairman.

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

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 39  
Senate Bill No. 42  
Senate Bill No. 51  
Senate Bill No. 76  
Senate Bill No. 77  
Senate Bill No. 82

Were delivered to the Governor for his approval at the hour of 2:40 o'clock, p.m., February 8, 1951.

W. R. BLUME, Chairman.

MESSAGE FROM THE GOVERNOR  
State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

February 7, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bills Numbers 35, 54, 79, 84, and 114.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor.

CONSIDERATION OF AMENDMENTS

Senator Shure moved that the amendments to Senate Bill No. 104 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 8, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 154

Senate Bill No. 210

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

W. J. TROUT, Secretary.

FIRST READING OF SENATE BILLS

The Committee on Finance and Taxation introduced:

Senate Bill No. 253. A Bill for an Act to Amend and Reenact Section 57-4202 of the North Dakota Revised Code of 1943, Providing a Motor Fuel Use Tax.

Was read the first time and referred to the Committee on Finance and Taxation.

Senators Bridston, O'Brien and Stucke introduced:

Senate Concurrent Resolution "P." A Concurrent Resolution Memorializing the Congress of the United States to Provide for the Realization of the St. Lawrence Seaway Project.

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

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Dahl moved that Senate Bill No. 200 be returned to the Senate by the Committee on Appropriations, which motion prevailed.

Senator Dahl moved that Senate Bill No. 200 be withdrawn, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 57

Senator Streibel moved that Senate Bill No. 57 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 121

Senator Streibel moved that Senate Bill No. 121 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 146

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, 16; nays, 33; absent and not voting, 0.

Those voting in the affirmative were:

Bilden	Nordhougen	Schrock
Dewing	O'Brien	Solberg
Freed	Olson	Spiekemeier
Haag	Page	Streibel
Leno	Schoeder	Stucke
Nelson		

Those voting in the negative were:

Anderson	Fraser	Rue
Baeverstad	Geelan	Sandness
Bjorlie	Kamrath	Sauer
Blume	Klusmann	Shure
Bridston	Knudson	Strand
Coghlan	Krenz	Thomas
Dahl	Kusler	Torno
Day	Luick	Troxel
Duffy	Morgan	Wahlund
Feton	Pyle	Welder
Foss	Reinke	Work

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 160

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welder
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.



Senate Bill No. 169

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, 2; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Knudson	Sauer
Bilden	Klusmann	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Those voting in the negative were:

Bjorlie Wahlund

So the bill passed and the title was agreed to.

Senate Bill No. 173

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, 16; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Krenz	Shure
Baeverstad	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Duffy	Morgan	Streibel
Feton	Nordhougen	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Welander
Haag	Sandness	Work
Klusmann	Sauer	

Those voting in the negative were:

Bilden	Geelan	Olson
Bjorlie	Kamrath	Schoeder
Blume	Knudson	Schrock
Dahl	Nelson	Stucke
Day	O'Brien	Wahlund
Dewing		

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 184

Senator Dahl moved that Senate Bill No. 184 be withdrawn, which motion prevailed.

Senate Bill No. 185

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:

Anderson	Leno	Shure
Bilden	Luick	Solberg
Dewing	Morgan	Spiekermeier
Feton	Nordhougen	Strand
Foss	Olson	Streibel
Fraser	Page	Stucke
Freed	Reinke	Torno
Geelan	Sauer	Wahlund
Kamrath	Schoeder	Welander
Krenz		

Those voting in the negative were:

Baeverstad	Duffy	Pyle
Bjorlie	Haag	Sandness
Blume	Klusmann	Schrock
Bridston	Knudson	Thomas
Coghlan	Kusler	Troxel
Dahl	Nelson	Work
Day	O'Brien	

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 193

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, 4; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Kamrath	Sandness	Work

Those voting in the negative were:

Bjorlie	Haag	Kusler
Blume		

So the bill passed and the title was agreed to.

Senator Anderson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Anderson moved that the Senate stand in silence for one minute out of respect to Justice Burr who passed away about an hour ago, which motion prevailed, and the Senate stood in silence for one minute.

Senator Anderson moved that after the reading of Senate Bills No. 57, 121, 166, 201, 203, 208, 209, 246, 247, and House Bills No. 542 and 590, the Senate recess for ten minutes which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MOTIONS

Senator Sandness moved that the Senate reconsider its action by which Senate Bill No. 173 was passed, which motion prevailed.

Senator Sandness moved that Senate Bill No. 173 be placed at the top of the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 173

Which has been read.

#### 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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Blume	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Duffy	Leno	Streibel
Feton	Luick	Thomas
Foss	Nordhougen	Torno
Fraser	Page	Troxel
Freed	Pyle	Welander
Haag	Sandness	Work

Those voting in the negative were:

Bilden	Geelan	Reinke
Bjorlie	Knudson	Schrock
Bridston	Morgan	Shure
Dahl	Nelson	Solberg
Day	O'Brien	Stucke
Dewing	Olson	Wahlund

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 203

Which has been read.

## 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 208

Which has been read.

## 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 209

Which has been read.

## 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:

Anderson	Geelan	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Knudson	Schoeder
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Nordhougen	Strand
Dewing	O'Brien	Streibel
Duffy	Page	Stucke
Feton	Pyle	Welander
Freed	Reinke	Work

Those voting in the negative were:

Bjorlie	Klusmann	Schrock
Blume	Krenz	Shure
Dahl	Kusler	Thomas
Foss	Morgan	Torno
Fraser	Nelson	Troxel
Haag	Olson	Wahlund

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 246

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Sandness	Work
Kamrath		

Those voting in the negative were:

Blume Dahl

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 247

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 147

Which has been read.

Senator Nordhougen moved that Senate Bill No. 147 be laid over one legislative day, which motion prevailed.

Senate Bill No. 166

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to.

Senate Bill No. 201

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Rue

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 57

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Dewing	Morgan	Strand
Duffy	Nelson	Streibel
Feton	Nordhougen	Stucke
Foss	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Sandness	Work

Those voting in the negative were:

Dahl Day

Absent and not voting:

Coghlan Rue

So the bill passed and the title was agreed to.

Senate Bill No. 121

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Reinke	Welander
Haag	Sandness	Work
Kamrath		

Those voting in the negative were:

Dahl	Pyle	Shure
Day		

Absent and not voting:

Coghlan	Rue
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So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE BILLS

House Bill No. 542

Which has been read.

#### 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:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Day	Leno	Solberg
Dewing	Luick	Spiekermeier
Duffy	Morgan	Strand
Feton	Nelson	Streibel
Foss	Nordhougen	Stucke
Fraser	O'Brien	Thomas
Freed	Olson	Torno
Geelan	Page	Wahlund
Haag	Pyle	Welander

Those voting in the negative were:

Bilden	Sandness	Work
Dahl		

Absent and not voting:

Coghlan	Rue	Troxel
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So the bill passed and the title was agreed to.

House Bill No. 590

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Klusmann	Reinke
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Day	Leno	Shure
Dewing	Luick	Solberg
Duffy	Morgan	Spiekemeier
Feton	Nelson	Streibel
Foss	Nordhougen	Stucke
Fraser	O'Brien	Thomas
Freed	Olson	Wahlund
Geelan	Page	Welander
Haag	Pyle	Work
Kamrath		

Those voting in the negative were:

Anderson	Strand	Torno
Sandness		

Absent and not voting:

Bridston	Dahl	Troxel
Coghan	Rue	

So the bill passed and the title was agreed to.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 510  
 House Bill No. 550  
 House Bill No. 591  
 House Bill No. 597  
 House Bill No. 615  
 House Concurrent Resolution "F"

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

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 8, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 510  
 House Bill No. 550  
 House Bill No. 591  
 House Bill No. 597  
 House Bill No. 615  
 House Concurrent Resolution "F"

Which the President has signed.

W. J. TROUT, Secretary.

The President appointed Senators Schoeder, Klusmann and Thomas as a committee of three to meet with a like committee from the House to arrange for the Lincoln's Birthday meeting.

The President appointed Senators Nordhougen, Stucke and Bridston as a committee of three to meet with a like com-

mittee from the House to arrange for the Washington's Birthday meeting and memorial services.

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Day moved that the chairman of the Committee on Transportation be requested to return Senate Bill No. 221 to the Senate, which motion prevailed.

Senator Day moved that Senate Bill No. 221 be withdrawn, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 9, 1951.

W. J. TROUT, Secretary.

THIRTY-EIGHTH DAY AFTER RECESS  
AND THIRTY-NINTH DAY

Bismarck, February 9, 1951

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

MOTIONS

Senator Streibel moved that the assistant sergeant at arms be asked to go and inquire of the Board of Administration why the Senate chambers should not have more light, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 117

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:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Blume	Luick	Solberg
Bridston	Morgan	Spiekermeier
Coghlan	Nelson	Strand
Dewing	Nordhogen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welanders
Kamrath	Sandness	Work
Klusmann		

Those voting in the negative were:

Geelan

Absent and not voting:

Dahl                      Day

So the bill passed and the title was agreed to.

Senate Bill No. 126

Was read the second time.

Senator Knudson moved that action on Senate Bill No. 126 be laid over one legislative day, which motion prevailed.

Senate Bill No. 175

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, 11; nays, 38; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Foss	Page
Baeverstad	Kamrath	Shure
Bilden	Knudson	Work
Duffy	Luick	

Those voting in the negative were:

Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Morgan	Spiekermeier
Dahl	Nelson	Strand
Day	Nordhougen	Streibel
Dewing	O'Brien	Stucke
Feton	Olson	Thomas
Fraser	Pyle	Torno
Freed	Reinke	Troxel
Geelan	Rue	Wahlund
Haag	Sandness	Welder
Klusmann	Sauer	

So the bill was declared lost for lack of a constitutional majority.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 151, have had the same under consideration and recommend that the same be amended as follows:

Strike out lines 1 to 47 inclusive and insert in lieu thereof the following:

“SECTION 1. STATE AND OTHER POLITICAL SUBDIVISIONS TO FURNISH COUNSEL TO DEFEND LAW ENFORCEMENT OFFICERS.) The state or any political subdivision of the state may furnish legal counsel to defend any law enforcement officer in any action brought against such officer to recover damages arising out of any act of such officer in good faith and in the performance of his official duties.”

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 167, have had the same under

consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 212, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted.

Senator Schrock made the substitute motion that Senate Bill No. 212 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 250, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 251, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

W. H. SHURE, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 252, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 253, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

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

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

In lines 4, 7 and 11 change the spelling of the word "de-fence" to "defense".

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 558, have had the same

under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 559, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 560, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 561, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 564, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 654, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Sandness moved that the amendments to Senate Bill No. 107 be adopted, which motion prevailed.

Senator Bridston moved that the amendments to Senate Concurrent Resolution "N" be adopted, which motion prevailed.

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

W. J. TROUT, Secretary.

#### THIRTY-NINTH DAY

Bismarck, February 9, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. Frank Rumer, Mandan.

Roll Call: All Senators present.

A quorum was declared by the president.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-seventh Day after recess and Thirty-eighth Day and find the same correct.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

A telegram was presented from Jack A. Patterson, former Lieutenant Governor, addressed to Hon. Ray Schnell, Lieutenant Governor, requesting a copy of the Senate Rule Book and extending greetings and best wishes to old friends.

A telegram was presented from the Dickinson Elks Lodge No. 1137 urging support of House Bill No. 540.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 104  
Senate Bill No. 117  
Senate Bill No. 126  
Senate Bill No. 191  
Senate Bill No. 234  
Senate Bill No. 242

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

#### MESSAGE FROM THE GOVERNOR

State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

February 9, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bills Numbers 39, 42, 51, 76, 77, and 82.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 641, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

**FIRST READING OF SENATE BILLS**

The Delayed Bills Committee introduced:

Senate Bill No. 254. A Bill for an Act to Amend and Reenact Section 40-2203 of the North Dakota Revised Code of 1943, Relating to the Improvements for the Making of Which the Governing Bodies of Municipalities May Acquire by Purchase or condemnation Property Outside the Municipal Limits Thereof, and Authorizing Such Acquisition of Property for the Purpose of Obtaining a Water Supply and Conducting the Same to the Municipal Limits, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senators Nelson, Dahl, Duffy, Olson and Schrock introduced:

Senate Concurrent Resolution "Q." A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Authorizing Municipal Liquor Stores.

Was read the first time and referred to the Committee on Social Welfare.

**SECOND READING OF SENATE BILLS**

Senator Morgan moved that Senate Bills Nos. 104 and 147 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 104

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, 7; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Geelan	Sauer
Baeverstad	Haag	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekemeier
Coghlan	Luick	Strand
Dahl	Morgan	Stucke
Day	Nordhogen	Thomas
Duffy	Page	Torno
Feton	Pyle	Troxel
Foss	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work

Those voting in the negative were:

Dewing	Nelson	Olson
Kamrath	O'Brien	Streibel
Leno		

So the bill passed and the title was agreed to.

Senate Bill No. 147

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill,



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

Those voting in the affirmative were:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Luick	Shure
Day	Morgan	Strand
Duffy	Nelson	Torno
Feton	Page	Troxel
Foss	Pyle	Work
Freed		

Those voting in the negative were:

Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Blume	Nordhousen	Streibel
Dewing	O'Brien	Stucke
Fraser	Olson	Thomas
Geelan	Schoeder	Wahlund
Haag	Schrock	Welander

So the bill passed and the title was agreed to.

Senator Olson: I rise to explain my vote. We have the distinction in Mountrail County of having the longest ditch in North Dakota—that is No. 8, running across the county from north to south. That is why I voted "no" on Senate Bills Nos. 104 and 147.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 9, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 57  
Senate Bill No. 121  
Senate Bill No. 160  
Senate Bill No. 166  
Senate Bill No. 169  
Senate Bill No. 173  
Senate Bill No. 185  
Senate Bill No. 193  
Senate Bill No. 201  
Senate Bill No. 203  
Senate Bill No. 208  
Senate Bill No. 209  
Senate Bill No. 246  
Senate Bill No. 247

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 9, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 542

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 9, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 590

Which the Senate has amended.

W. J. TROUT, Secretary.

### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 9, 1951

Mr. President: I have the honor to transmit:

House Bill No. 540

House Bill No. 601

House Bill No. 610

House Bill No. 620

House Bill No. 632

House Bill No. 633

House Bill No. 650

House Bill No. 651

House Bill No. 653

House Bill No. 673

House Bill No. 674

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 9, 1951

Mr. President: I have the honor to transmit:

House Bill No. 679

House Bill No. 684

House Bill No. 695

House Bill No. 696

House Bill No. 703

House Bill No. 713

House Bill No. 714

House Bill No. 715

House Bill No. 726

House Bill No. 735

House Bill No. 738

House Bill No. 739

House Bill No. 743

House Bill No. 756

House Concurrent Resolution "D"

House Concurrent Resolution "L"

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

KENNETH L. MORGAN, Chief Clerk.

### SECOND READING OF HOUSE BILLS

Senator Morgan moved that House Bill No. 605 be placed at the head of the calendar, which motion prevailed.

House Bill No. 605

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, 12; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Knudson	Schoeder
Baeverstad	Krenz	Schrock
Bilden	Kusler	Shure
Bjorlie	Leno	Spiekermeier
Bridston	Morgan	Strand
Coghlan	Nelson	Stucke
Dahl	O'Brien	Thomas
Duffy	Pyle	Torno
Feton	Reinke	Troxel
Foss	Rue	Wahlund
Freed	Sandness	Welander
Geelan	Sauer	Work
Klusmann		

Those voting in the negative were:

Blume	Haag	Olson
Day	Kamrath	Page
Dewing	Luick	Solberg
Fraser	Nordhousen	Streibel

So the bill passed and the title was agreed to.

Senator Rue moved that the vote by which House Bill No. 605 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 9, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 590.

KENNETH L. MORGAN, Chief Clerk.

Senator Geelan: We have a distinguished visitor here today, one of the women members of the Minnesota Legislature. Mr. President, I move that a committee of one be appointed to escort Rep. Luther to the rostrum.

The President appointed Senator Geelan as such committee.

Rep. Luther was escorted to the rostrum by Senator Geelan, and introduced to the Senators:

Rep. Luther: Thank you, very much, Mr. President, and members of the Senate of North Dakota. I am certainly honored at this reception. I came up to visit Brynhild Haugland, who is a member of the House of Representatives, and to meet Mrs. Geelan, and also meet all of you. I bring informal greetings from the Minnesota State Legislature. Today I am missing one day of that but I am feeling quite at home because the aroma of cigar smoke is with us here as it is there and I am getting quite used to it. We have another woman in the legislature, Mrs. Coya Knudson. I don't want to consume any of your time. I know how busy you are and with that I will end my remarks. Thank you very much.

Senator Morgan moved that after the reading of Senate Bills No. 190, 191, 234, 242, House Bills No. 505, 507, 508, 511, 512, 515, 516, 520, 521, 522, 563, 583, 588, 593, 600, and House Concurrent Resolution "E," the Senate recess until 1:00 p.m., February 10, 1951, which motion prevailed.

W. J. TROUT, Secretary.

**THIRTY-NINTH DAY AFTER RECESS  
AND FORTIETH DAY**

Bismarck, February 10, 1951

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

**SECOND READING OF SENATE BILLS**

Senate Bill No. 190

Which has been read.

Senator Day moved that Senate Bill No. 190 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 191

Which has been read.

Senator Troxel moved that Senate Bill No. 191 be amended as follows:

In line 28, strike out the brackets and the word "twenty".

Which motion prevailed.

Senator Troxel moved that the rules be suspended and that Senate Bill No. 191 be considered properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

**ROLL CALL**

The question being on the final passage of Senate Bill No. 191, as amended, the roll was called and there were ayes, 35; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Bridston	Krenz	Schoeder
Coghlan	Leno	Schrock
Dahl	Luick	Solberg
Day	Morgan	Stucke
Duffy	Nelson	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Those voting in the negative were:

Dewing	Spiekermeier	Thomas
Nordhougen		

Absent and not voting:

Anderson	Knudson	Shure
Bilden	Kusler	Strand
Blume	Page	Streibel
Feton		

So the bill passed and the title was agreed to.

Senate Bill No. 234

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Bjorlie	Klusmann	Schoeder
Bridston	Krenz	Schrock
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Feton	Morgan	Thomas
Foss	O'Brien	Torno
Fraser	Reinke	Troxel
Freed	Rue	Wahlund
Haag	Sandness	Welandert
Kamrath	Sauer	Work

Those voting in the negative were:

Baeverstad	Geeian	Olson
Day	Nelson	Pyle
Dewing	Nordhougen	Stucke
Duffy		

Absent and not voting:

Anderson	Knudson	Shure
Bilden	Kusler	Strand
Blume	Page	Streibel

So the bill passed and the title was agreed to.

Senate Bill No. 242

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welandert
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson                      Blume

So the bill passed and the title was agreed to.

Senator Streibel moved that the rules be suspended and that Senate Bill No. 126 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 126

Was read the second time.

Senator Knudson moved that Senate Bill No. 126 be amended as follows: After line 13 add the following: "Section 2. REPEAL. Section 40-0812 of the North Dakota Revised Code of 1943 is hereby repealed." Which motion prevailed.

Senator Knudson moved that the rules be suspended and that Senate Bill No. 126 be considered properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 126, as amended, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Klusmann	Rue
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dewing	Luick	Streibel
Duffy	Morgan	Stucke
Feton	Nelson	Thomas
Foss	Nordhougen	Torno
Fraser	O'Brien	Troxel
Freed	Olson	Wahlund
Geelan	Page	Welander
Haag	Reinke	Work
Kamrath		

Those voting in the negative were:

Dahl	Sandness	Schrock
Day	Sauer	Shure
Pyle		

Absent and not voting:

Anderson                      Blume

So the bill passed and the title was agreed to.

Senator Knudson moved that the title to Senate Bill No. 126 be amended as follows: "Following the figure 1943 in the second line of the title insert "and to repeal Section 40-0812 of the North Dakota Revised Code of 1943." Which motion prevailed."

#### SECOND READING OF HOUSE BILLS

House Bill No. 505

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work

Absent and not voting:

Anderson	Geelan	Olson
Blume		

So the bill passed and the title was agreed to.

House Bill No. 507

Which has been read.

#### 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:

Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spiekemeier
Dewing	Nelson	Strand
Duffy	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Absent and not voting:

Anderson	Geelan	Torno
Blume		

So the bill passed and the title was agreed to.

House Bill No. 508

Which has been read.

#### 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:

Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer

Bjorlie	Kusler	Schoeder
Bridston	Krenz	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work
Absent and not voting:		
Anderson	Geelan	Strand
Blume		

So the bill passed and the title was agreed to.

House Bill No. 511

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.

House Bill No. 512

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg



Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhousen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.

House Bill No. 515

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhousen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.

House Bill No. 516

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Dewing	Nelson	Strand
Duffy	Nordhousen	Streibel

Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Troxel
Haag	Reinke	Wahlund
Kamrath	Rue	Welander
Klusmann	Sandness	Work

Absent and not voting:

Anderson	Day	Geelan
Blume		

So the bill passed and the title was agreed to.

House Bill No. 520

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.

House Bill No. 521

Which has been read.

#### 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno

Freed	Pyle	Troxel
Haag	Reinke	Wahlund
Kamrath	Rue	Welander
Klusmann	Sandness	Work
Absent and not voting:		
Anderson	Feton	Geelan
Blume		

So the bill passed and the title was agreed to.  
House Bill No. 522  
Which has been read.

## 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:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Strand
Duffy	Nordhougen	Streibel
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work
Klusmann	Sandness	

Those voting in the negative were:

Dewing	Stucke
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Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.

## REPORTS OF STANDING COMMITTEES

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:

In line 4 strike out the figure \$276,600.00 and insert the figure \$653,600.00 in lieu thereof.

In line 30 after "New Buildings" strike out the colon and insert the following: "and Special Projects:"

Strike out all of line 35.

After line 35 insert the following lines:

"36	4. Power House & Conversion	\$250,000.00
37	5. Water Line & Easement, therefor,	
38	& Booster Pump & House. This	
39	part of appropriation to become	
40	available after passage of the	
41	bill.	60,000.00
42	6. Fire Truck with Aerial Ladder	
43	& Equipment	33,000.00
44	7. One Duplex	35,000.00"

and renumber the remaining lines.

In line 39 for the total strike out the figure \$2,691,600.00 and insert the figure \$3,068,600.00 in lieu thereof.

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 Judiciary to whom was referred Senate Bill No. 164, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

For an Act providing statements, admissions or confessions procured by duress, fraud, threat or promises shall be inadmissible in evidence in criminal proceedings.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) STATEMENTS, ADMISSIONS, OR

1a CONFESSIONS

2 PRODUCED BY DURESS, FRAUD, THREAT OR

2a PROMISES INADMISSABLE

3 IN ANY CRIMINAL ACTION.) Any statement,

3a admission, or

4 confession procured from any person charged with crime in

5 a state court, which was obtained by duress, fraud, threat,

6 or promises, shall not be admissible in evidence against

7 said person in any criminal action.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 188, have had the same under consideration and recommend that the same be amended as follows:

In line 51 delete the word "alter" and insert in lieu thereof the word "appoint".

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

Senator Fetton 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. 214, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WALTER TROXEL, Chairman.

Senator Troxel 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. 215, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WALTER TROXEL, Chairman.

Senator Troxel 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. 216, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 217, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 218, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

WALTER TROXEL, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 223, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 231, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

Senator Fetton 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. 243, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 254, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

Senator Fetton 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. 541, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 618, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 619, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to Senate Bill No. 151 be adopted, which motion prevailed.

Senator Work moved that the amendments to Senate Concurrent Resolution "O" be adopted, which motion prevailed.

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

W. J. TROUT, Secretary.

#### FORTIETH DAY

Bismarck, February 10, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Father Wm. Garvin, Bismarck.

Roll Call: All Senators present except Senators Anderson, Blume and Geelan.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth Day after recess and Thirty-ninth day and recommend that the same be corrected as follows:

On page 409, after line 23 add the following: Senator Rue moved that the vote by which House Bill No. 605 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

On page 409, in line 55 correct the spelling of the word "Senate".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 10, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 605

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 117

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 664

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

#### REPORT OF STANDING COMMITTEES

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

Senate Bill No. 107

Senate Concurrent Resolution "N"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 646, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

#### MOTIONS

Senator Day moved that Senate Bills No. 243 and 190 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 190

Which has been read.

#### 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:

Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Shure
Bridston	Luick	Solberg
Coghlan	Morgan	Spiekérmeier
Dahl	Nelson	Strand
Day	Nordhougen	Streibel
Dewing	O'Brien	Stucke
Duffy	Olson	Thomas

Feton	Page	Torno
Foss	Reinke	Troxel
Freed	Rue	Welander
Haag	Sandness	Work
Klusmann	Sauer	

Those voting in the negative were:

Fraser	Knudson	Wahlund
Kamrath	Pyle	

Absent and not voting:

Anderson	Blume	Geelan
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So the bill passed and the title was agreed to.  
Senate Bill No. 243  
Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Bjorlie	Olson	Strand
Coghlan	Page	Torno
Dahl	Reinke	Troxel
Freed	Sauer	Wahlund
Krenz	Schrock	Welander
Morgan		

Those voting in the negative were:

Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bridston	Knudson	Schoeder
Day	Kusler	Shure
Dewing	Leno	Solberg
Duffy	Luick	Spiekermeier
Feton	Nelson	Streibel
Foss	Nordhougen	Stucke
Fraser	O'Brien	Thomas
Haag	Pyle	Work

Absent and not voting:

Anderson	Blume	Geelan
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So the bill was declared lost for lack of a constitutional majority.

## SECOND READING OF HOUSE BILLS

House Bill No. 563

Which has been read.

## 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier



Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the bill passed and the title was agreed to.

House Bill No. 583

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 588

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke

Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 593

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 600

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas

Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	
Absent and not voting:		
Anderson	Geelan	Strand
Blume	Nordhougen	

So the bill passed and the title was agreed to.

Senator Streibel moved that the rules be suspended and that House Concurrent Resolution "E" be placed on second reading and final passage, which motion prevailed.

House Concurrent Resolution "E"

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the resolution was declared adopted.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 10, 1951

Mr. President: I have the honor to return:

Senate Bill No. 50

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 10, 1951

Mr. President: I have the honor to transmit:

House Bill No. 517

House Bill No. 577

House Bill No. 617

House Bill No. 621

House Bill No. 647

House Bill No. 763

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

KENNETH L. MORGAN, Chief Clerk.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Knudson moved that after the reading of Senate Bills No. 107, 212, 250, 251, 252, 253, Senate Concurrent Resolution "N" and House Bills No. 558, 559, 560, 561, 564, 641, 654, the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding,

#### SECOND READING OF SENATE BILLS

Senate Bill No. 107

Which has been read.

#### 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:

Baeverstad	Knudson	Sandness
Bjorlie	Krenz	Sauer
Bridston	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spickermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Haag	Pyie	Wahlund
Kamrath	Reinke	Welander
Klusmann	Rue	Work

Absent and not voting:

Anderson	Freed	Schoeder
Bilden	Geelan	Strand
Blume		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 212

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kusler	Rue
Bjorlie	Luick	Sandness
Bridston	Morgan	Schrock
Coghlan	Nelson	Shure

Dewing	O'Brien	Solberg
Fraser	Olson	Troxel
Haag	Page	Wahlund
Kamrath	Pyle	Welander
Krenz		

Those voting in the negative were:

Dahl	Knudson	Spiekermeier
Day	Leno	Streibel
Duffy	Nordhougen	Stucke
Feton	Reinke	Thomas
Foss	Sauer	Torno
Freed	Schoeder	Work
Klusmann		

Absent and not voting:

Anderson	Blume	Strand
Bilden	Geelan	

So the bill passed and the title was agreed to.

Senator Duffy changed his vote from nay to aye for the purpose of reconsideration.

#### MOTIONS

Senator Shure moved that Senate Bills No. 250, 251, 252, and 253, be laid over until Monday, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "N"

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Nordhougen	

So the resolution was declared adopted.

#### SECOND READING OF HOUSE BILLS

House Bill No. 558

Which has been read.

#### 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:

Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Absent and not voting:

Anderson	Geelan	Strand
Blume		

So the bill passed and the title was agreed to.

House Bill No. 559

Which has been read.

#### 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:

Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Absent and not voting:

Anderson	Geelan	Strand
Blume		

So the bill passed and the title was agreed to.

House Bill No. 560

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Haag	Reinke	Work
Kamrath	Rue	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Sandness	

So the bill passed and the title was agreed to.

House Bill No. 561

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 27; absent and not voting, 6.

Those voting in the affirmative were:

Bjorlie	Krenz	Reinke
Bridston	Luick	Rue
Foss	Morgan	Schoeder
Fraser	O'Brien	Spiekermeier
Kamrath	Page	Wahlund
Klusmann		

Those voting in the negative were:

Baeverstad	Haag	Schrock
Bilden	Knudson	Shure
Coghlan	Kusler	Solberg
Dahl	Leno	Streibel
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Pyle	Welander
Freed	Sauer	Work

Absent and not voting:

Anderson	Geelan	Strand
Blume	Sandness	Stucke

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 564

Which has been read.

#### 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:

Baeverstad	Kamrath	Reinke
Bilden	Klusmann	Rue
Bjorlie	Knudson	Sauer
Bridston	Krenz	Schoeder
Coghlan	Kusler	Schrock
Dahl	Leno	Shure
Day	Luick	Spiekermeier
Dewing	Morgan	Streibel
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Haag	Pyle	Work

Absent and not voting:

Anderson	Sandness	Strand
Blume	Solberg	Stucke
Geelan		

So the bill passed and the title was agreed to.

House Bill No. 641

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Thomas
Dahl	Morgan	Torno
Day	Nelson	Troxel
Duffy	O'Brien	Wahlund
Feton	Olson	Welander
Foss	Pyle	Work
Klusmann	Reinke	

Those voting in the negative were:

Dewing	Kamrath	Solberg
Fraser	Nordhougen	Spiekermeier
Haag	Page	Streibel

Absent and not voting:

Anderson	Geelan	Strand
Blume	Rue	Stucke
Freed	Sandness	

So the bill passed and the title was agreed to.

House Bill No. 654

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
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Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhogen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Haag	Pyle	Work
Kamrath	Reinke	

Absent and not voting:

Anderson	Geelan	Strand
Blume	Rue	Stucke
Freed	Sandness	

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 10, 1951

Mr. President: I have the honor to transmit:

House Bill No. 605

House Bill No. 509

House Concurrent Resolution "C"

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

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 509

House Bill No. 605

House Concurrent Resolution "C"

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 10, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 605

Which the President has signed.

W. J. TROUT, Secretary.

#### FIRST READING OF HOUSE BILLS

House Bill No. 517. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

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

House Bill No. 540. A Bill for an Act Relating to Special Education of Exceptional Children, Defining Terms, Providing for an Advisory Council on Special Education and a Director of Special Education, Authorizing the Provision of Special

Education by School Districts and Providing for State Cooperation.

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

House Bill No. 577. A Bill for an Act to Amend and Reenact Section 15-5601 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Elementary Per Pupil Payments From the County Tuition Fund.

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

House Bill No. 601. A Bill for an Act Relating to Teacher Preparation Scholarships, Amending and Reenacting Sections 15-5704, 15-5707, and 15-5708 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Making an Appropriation.

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

House Bill No. 610. A Bill for an Act Reappropriating Any Unused Funds Previously Appropriated for the Veterans' Emergency Fund.

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

House Bill No. 617. A Bill for an Act Relating to Alcoholics and Alcoholism, Providing for the Creation of a State Commission on Alcoholism to Study and Disseminate Information on Alcoholism and to Treat and Rehabilitate the Victims Thereof on a Voluntary Basis, and Providing for an Appropriation.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 620. A Bill for an Act to Amend and Reenact Sub-sections 17 and 18 of Section 65-0102 of the North Dakota Revised Code of 1943 Relative to the Definition of the Terms "Widow" and "Widower" in the Workmen's Compensation Act.

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

House Bill No. 621. A Bill for an Act to Amend and Reenact Section 4-0815 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Levies for County Agent Work.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 632. A Bill for an Act to Amend and Reenact Section 20-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Non-resident Hunting, Trapping and Fishing Licenses; Providing for Reciprocity with Other States in Regard to Trapping, and Providing a Penalty.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 633. A Bill for an Act Relating to Qualifications for Hunting, Trapping and Fishing; Removing Citizenship Requirements for Citizens of the Dominion of Canada

by Amending and Reenacting Sections 20-0303, 20-0308, and Section 20-0110 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 647. A Bill for an Act Relating to Minnows; Prohibiting Certain Acts; Providing for the Licensing and Regulation of Minnow Farms and Bait Vendors, and Providing a Penalty.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 650. A Bill for an Act to Amend and Reenact Section 21-0610 of the 1949 Supplement Relating to the Distribution of Federal Funds in Counties Affected by Federal Acquisition of Lands for Public Use and Providing for the Appropriation and Distribution of Funds Received From the Federal Government in Counties Where the Federal Government Has Acquired Land for the Development of Projects for Public Uses and Declaring an Emergency. The Government of the United States Under the Provisions of Public Law 526 of the 79th Congress Has Provided That Seventy-five Per Centum of All Monies Received and Deposited in the Treasury of the United States During Any Fiscal Year on Account of the Leasing of Lands Acquired by the United States for Flood Control Purposes Shall Be Paid at the End of Such Year by the Secretary of the Treasury to the State in Which Such Property Is Situated, To Be Expended as the State Legislature May Prescribe for the Benefit of the Public Schools and Public Roads of the County or Counties in Which Such Property Is Situated, and The Secretary of the Treasury of the United States Has Paid to the Treasurer of the State of North Dakota Certain Sums of Money as Provided in Said Public Law 526 Referred to Herein, and Declaring an Emergency.

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

House Bill No. 651. A Bill for an Act to Provide for the Financing and Administration by the Public Welfare Board of North Dakota of All Public Assistance to Persons Residing in North Dakota by Reason of the Construction of Federal Projects of Such Magnitude as to Attract to Any County Large Numbers of Persons From Outside Such County, and Declaring an Emergency.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 653. A Bill for an Act Relating to State Memorials, Providing for the Erection of a Statue of James W. Foley in Statuary Hall at the National Capitol.

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

House Bill No. 673. A Bill for an Act to Amend and Reenact Section 27-1603 of the North Dakota Revised Code of 1943 Relating to Compensation of Juvenile Commissioners; and Declaring an Emergency.

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

House Bill No. 674. A Bill for an Act to Amend and Reenact Section 4-0232 of the North Dakota Revised Code of 1943, Relating to County Fairs; Providing that Permanent Improvements May Be Made on an Installment Payment Basis.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 679. A Bill for an Act to Amend and Reenact Section 11-3201 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to War Memorials; Providing for a County Levy and for Limitations Thereon and Authorizing Expenditures.

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

House Bill No. 684. A Bill for an Act to Amend and Reenact Sections 48-0202, 48-0207, 48-0208 and 48-0213 of the North Dakota Revised Code of 1943, Relating to Public Buildings; Plans, Drawings and Specifications To Be Procured From Licensed Architect; Allowance and Payment of Estimates; Failure to Certify; Rate of Interest; Architects; Duties of Architect.

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

House Bill No. 695. A Bill for an Act Providing for a Period of Redemption After Retaking Property Under Conditional Sales Contract and Providing for Notice of Such Retaking.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 696. A Bill for an Act to Amend and Reenact Subsection 5 of Section 50-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Aid to the Needy Blind; Providing that in Determining Need the First Fifty Dollars of Earned Income Shall be Disregarded.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 703. A Bill for an Act Appropriating the Sum of One Thousand Dollars as Additional Compensation for Services Rendered by Ada E. Mork at the North Dakota State School for the Blind, and Declaring an Emergency.

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

House Bill No. 713. A Bill for an Act to Amend and Reenact Section 15-2102 of the North Dakota Revised Code of 1943, Relating to Salary and Expenses of the Superintendent of Public Instruction, and Declaring an Emergency.

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

House Bill No. 714. A Bill for an Act Relating to Attendance of High School Students in Schools of Other States; Authorizing Reciprocal Agreements With Bordering States and Providing for Tuition Payments.

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

House Bill No. 715. A Bill for an Act to Amend and Reenact Section 15-3602 and Section 15-3613 of the North Dakota Revised Code of 1943, Relating to Second Grade Elementary Certificates.

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

House Bill No. 726. A Bill for an Act to Amend and Reenact Section 40-05011 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Assessment of Costs of Work Done by Municipalities for General Welfare.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 735. A Bill for an Act Fixing the Fee of Registers of Deeds for Indexing and Recording a Deed Conveying Oil, Gas, or Other Mineral Rights Severed From the Surface Rights of Real Property; and Declaring an Emergency.

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

House Bill No. 738. A Bill for an Act to Amend and Reenact Section 30-2137 of the North Dakota Revised Code of 1943 Relating to the Distribution and Care of an Interest in Estate Ready for Distribution Where the Person Entitled Thereto Resides Out of State and Has No Agent in State, Is Deceased and Has No Personal Representative or Other Person to Whom Distribution Could Be Made, Cannot Be Found, or Refuses to Accept the Same.

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

House Bill No. 739. A Bill for an Act to Amend and Reenact Section 30-2138 of the North Dakota Revised Code of 1943, Relating to the Distribution of Interests and Estates to Minors or Incompetent Persons in Probate Proceedings.

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

House Bill No. 743. A Bill for an Act Relating to Employment; Requiring the Employer to Bear the Cost of Medical Examinations and the Furnishing of Records Required as a Condition of Employment, and Providing a Penalty.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 756. A Bill for an Act Relating to Surface Water Flow; Providing for Determinations by the State Water Conservation Commission and for Highway Construction in Accordance With Such Determination.

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

House Bill No. 763. A Bill for an Act to Amend and Reenact Section 57-3808, Subsection 3 of Section 57-3820, and Subsection 4 Subdivision c of Section 57-3822 of the North Dakota Revised Code of 1943, Relating to Taxation of Partnerships and Partners Income and Treatment of Losses.

Was read the first time and referred to the Committee on Finance and Taxation.

House Concurrent Resolution "D." A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota, as Amended, Relating to Investment of Moneys of the Permanent School Fund and Other Educational Funds.

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

House Concurrent Resolution "L." A Concurrent Resolution Memorializing the Congress of the United States to Support and Strengthen the United Nations.

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

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Day moved that the President appoint a committee of five to attend the funeral of the late A. G. Burr, Monday afternoon at 2:30 in the Presbyterian Church in Bismarck, such committee to officially represent the Senate at the funeral of the late Justice Burr, which motion prevailed.

The President appointed as such committee, Senators Day, Duffy, Knudson, Shure and Page.

Senator O'Brien moved that Senate Bills No. 107, 117, 126, 191, 234 and 242, be not reprinted, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 12, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTIETH DAY AFTER RECESS AND  
FORTY-SECOND DAY

Bismarck, February 12, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 151

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:

Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Schrock
Coghlan	Kusler	Shure
Dahl	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Morgan	Strand
Duffy	Nelson	Streibel
Feton	Nordhougen	Stucke
Foss	Olson	Thomas
Fraser	Page	Troxel
Freed	Pyle	Welander
Geelan	Reinke	Work

Those voting in the negative were:

Torno

Absent and not voting:

Anderson	O'Brien	Wahlund
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So the bill passed and the title was agreed to.

Senator Duffy requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Duffy moved that the vote by which Senate Bill No. 212 was passed be reconsidered, which motion prevailed.

Senator Duffy moved that Senate Bill No. 212 be placed on the calendar for final action, which motion prevailed.

Senator Duffy moved that further action on Senate Bill No. 212 be laid over until February 13, 1951, after two o'clock, which motion prevailed.

Senator Troxel moved that the Senate reconsider its action by which House Bills No. 618 and 619 were indefinitely postponed on committee report, which motion prevailed.

Senator Troxel moved that House Bills No. 618 and 619 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Knudson moved that the Committee on Judiciary be requested to return Senate Bills No. 135 and 187 to the Senate, which motion prevailed.

Senator Knudson moved that Senate Bills No. 135 and 187 be withdrawn, which motion prevailed.

Senator Knudson moved that action on House Bill No. 541 be laid over one legislative day, which motion prevailed.

Senator Reinke moved that the Committee on General Affairs be requested to return Senate Bill No. 206 to the Senate, which motion prevailed.

Senator Reinke moved that Senate Bill No. 206 be withdrawn, which motion prevailed.

Senator Blume moved that Senate Bill No. 188 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 145, have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title delete "and 15-5305".

In line 2 of the title after "15-5303" insert "and 15-5305".

In line 5 delete the words "DURATION AND COMPENSATION" and insert in lieu thereof the word "EXPENSES".

In line 8 after the word "instruction" insert the words "together with the".

In line 8 after the word "treasurer" strike out the period, insert a comma and add the words "as advisory members."

In line 16 strike out the word "The" and strike out all of lines 17 and 18 and in line 19 the words "unless extended as hereinafter provided."

Strike out all of Section 2.

Change "SECTION 3" to "SECTION 2".

In line 34 after "15-5303" insert "and section 15-5305".

In line 36 delete the word "is" and insert in lieu thereof the word "are".

Re-number the lines accordingly.

And when so amended recommend the same do pass.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 178, have had the same under consideration and recommend that the same be amended as follows:



In lines 37, 41, and 45 after the word "owners" insert the following words "as of the date of the adoption of the resolution".

In line 44, strike out the words "owners of"

In line 45, strike out the words "but not more than one-half".

In line 56, after the word "improvements" insert the following words "the title to which is acquired by the annexation proceedings and".

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 195, have had the same under consideration and recommend that the same be amended as follows:

In line 7 before the word "APPOINT" insert the words "DIRECTOR TO".

In line 8 strike out everything after the word "PERSONNEL" and lines 9 to 16 inclusive, and insert in lieu thereof the following: "The superintendent of public instruction shall be the director of school reorganization. The director shall appoint and employ such personnel as may be necessary to enable the committee to carry out the powers and duties imposed upon it by this Act and to fix the compensation for such appointees and employees."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 196, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 198, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 199, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 240, have had the same

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

In line 4 of the title of the printed bill after the phrase "provisions of" insert "chapter 15-17 of the North Dakota Revised Code of 1943 or".

In line 9 of the printed bill after the word "bonds" insert "or other evidences of indebtedness" and after the phrase "provisions of" insert "chapter 15-17 of the North Dakota Revised Code of 1943 or".

In line 63 of the printed bill after the phrase "provisions of" insert "chapter 15-17 of the North Dakota Revised Code of 1943 or".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

**KENNETH K. PYLE, Chairman.**

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution "Q," have had the same under consideration and recommend that the same do pass.

**OLIVER BILDEN, Chairman.**

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 579, have had the same under consideration and recommend that the same do pass.

**G. I. FETON, Chairman.**

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 677, have had the same under consideration and recommend that the same do pass.

**G. I. FETON, Chairman.**

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 697, have had the same under consideration and recommend that the same do pass.

**G. I. FETON, Chairman.**

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 698, have had the same under consideration and recommend that the same do pass.

**G. I. FETON, Chairman.**

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 6 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 164 be adopted, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### FORTY-SECOND DAY

Bismarck, February 12, 1951

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

Prayers by Chaplain Rev. Sylvester Treinen, Bismarck.

Roll Call: All Senators present except Senators Anderson and Wahlund.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day after recess and Fortieth day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### COMMUNICATIONS

Senator Dahl presented a communication from Arne Lima of Hannaford, North Dakota, relative to per diem and other legislation.

Senator Dahl moved that the communication be printed in the Journal, which motion prevailed.

Hannaford, N. Dak.

Feb. 3, 1951

To the Legislature of North Dakota,  
Bismarck, N. D.

Dear Members:

It would be a wise thing to once more postpone the re-districting the state into legislative districts.

Instead of this it would be still wiser to propose a revised constitution for North Dakota, to be submitted to the electors for their approval or rejection.

Such proposed constitution should provide for a number of about one third or less of the present with mileage and a salary of fifteen dollars per diem.

If this is not done, I believe that the legislators should confine themselves to drawing the five dollars a day and mileage as provided by the constitution.

The Supreme Court has no authority in law to increase the salary, neither have the legislators themselves.

The prerogative belongs to the electors alone.

It was humiliating that the Senate gave aid and comfort to our enemy, by asking that the U. S. soldiers be withdrawn from Korea.

I ask unanimous consent to have this communication

printed in the Senate Journal and also in the Journal of the House of Representatives.

Respectfully,

ARNE LIMA  
Hannaford, N. Dak.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 126  
Senate Bill No. 151  
Senate Bill No. 191  
Senate Concurrent Resolution "O"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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. 202, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title strike out the word "operate" and insert in lieu thereof the word "establish".

In lines 6 and 7 of the title strike out the phrase "and repealing Section 36-0503 of the North Dakota Revised Code of 1943"

In line 2 strike out the words "or operate".

Strike out all of lines 23, 24, 25, and 26. Renumber the following subsections.

In line 47 delete the word "Stockgrowers" and insert in lieu thereof the word "Stockmens".

In line 84 strike out everything after the numeral 3. Strike out all of line 85 and insert in lieu thereof the following: "The provisions of this Act shall not apply to existing sales rings now licensed and in operation prior to the enactment of this Act."

In line 70 after the word "year" strike out the semi-colon and in lieu thereof insert a period and strike out the balance of line 70 and strike out all of lines 71 through 83, both inclusive.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

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

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 12, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 104  
Senate Bill No. 107  
Senate Bill No. 126  
Senate Bill No. 147

Senate Bill No. 190  
 Senate Bill No. 191  
 Senate Bill No. 234  
 Senate Bill No. 242  
 Senate Concurrent Resolution "N"

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

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 12, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 505  
 House Bill No. 507  
 House Bill No. 508  
 House Bill No. 511  
 House Bill No. 512  
 House Bill No. 515  
 House Bill No. 516  
 House Bill No. 520  
 House Bill No. 521  
 House Bill No. 522  
 House Bill No. 558  
 House Bill No. 559  
 House Bill No. 560  
 House Bill No. 563  
 House Bill No. 564  
 House Bill No. 583  
 House Bill No. 588  
 House Bill No. 593  
 House Bill No. 600  
 House Bill No. 641  
 House Bill No. 654  
 House Concurrent Resolution "E"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 12, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 509  
 House Concurrent Resolution "C"  
 Which the President has signed.

W. J. TROUT, Secretary.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 214

Senator Solberg moved that Senate Bill No. 214 be withdrawn, which motion prevailed.

Senator Solberg moved that Senate Bill No. 214 be not printed, which motion prevailed.

Senate Bill No. 215

Senator Troxel moved that Senate Bill No. 215 be indefinitely postponed, which motion prevailed.

Senate Bill No. 216

Senator Troxel moved that Senate Bill No. 216 be indefinitely postponed, which motion prevailed.

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

MOTIONS

Senator Troxel moved that the Senate reconsider its action by which Senate Bill No. 216 was indefinitely postponed, which motion prevailed.

Senator Dahl moved that Senate Bill No. 216 be placed on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 216  
Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 13; absent and not voting, 11.

Those voting in the affirmative were:

Bridston	Luick	Schoeder
Coghlan	Morgan	Schrock
Dahl	O'Brien	Spiekemeier
Feton	Pyle	Strand
Foss	Reinke	Thomas
Geelan	Rue	Troxel
Kamrath	Sandness	Welander
Klusmann	Sauer	Work
Krenz		

Those voting in the negative were:

Bilden	Kusler	Olson
Bjorlie	Leno	Solberg
Blume	Nelson	Streibel
Dewing	Nordhougen	Torno
Haag		

Absent and not voting:

Anderson	Fraser	Shure
Baeverstad	Freed	Stucke
Day	Knudson	Wahlund
Duffy	Page	

So the bill passed and the title was agreed to.

Senate Bill No. 217

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, 1; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Klusmann	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Dewing	Nelson	Streibel
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno

Freed	Pyle	Troxel
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Those voting in the negative were:

Olson

Absent and not voting:

Anderson	Fraser	Shure
Bilden	Knudson	Stucke
Day	Page	Wahlund
Duffy		

So the bill passed and the title was agreed to.

Senate Bill No. 218

Senator Solberg moved that Senate Bill No. 218 be indefinitely postponed, which motion prevailed.

Senator Morgan moved that action on Senate Bill No. 250, 251, 252, 253, and 254 be laid over until printed, which motion prevailed.

Senate Concurrent Resolution "O"

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, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Dewing	Nelson	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Those voting in the negative were:

Klusmann	Nordhougen	Streibel
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Absent and not voting:

Anderson	Knudson	Stucke
Day	Page	Wahlund
Fraser	Shure	

So the resolution was declared adopted.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 12, 1951

Mr. President: I have the honor to transmit:

House Bill No. 616

House Bill No. 649

House Bill No. 652

House Bill No. 659

House Bill No. 661  
 House Bill No. 683  
 House Bill No. 690  
 House Bill No. 693  
 House Bill No. 716  
 House Bill No. 717  
 House Bill No. 720  
 House Bill No. 721

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 12, 1951

Mr. President: I have the honor to transmit:

House Bill No. 728  
 House Bill No. 729  
 House Bill No. 740  
 House Bill No. 750  
 House Bill No. 764  
 House Bill No. 776  
 House Bill No. 779  
 House Bill No. 780  
 House Bill No. 798

House Concurrent Resolution "J"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 12, 1951

Mr. President: I have the honor to inform you that the Speaker has appointed Rep. Rohde, Rep. Larsen of Ward and Rep. Ekren as a committee of three to meet with a like committee from the Senate for the purpose of considering a slogan for the State of North Dakota to be later considered by the legislature in conjunction with House Bill No. 609.

KENNETH L. MORGAN, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 646

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, 4; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Klusmann	Rue
Bilden	Krenz	Sandness
Blume	Kusler	Sauer
Bridston	Leno	Schoeder
Coghlan	Luick	Schrock
Dahl	Morgan	Solberg
Dewing	Nelson	Spiekermeier
Duffy	Nordhougen	Streibel
Feton	O'Brien	Thomas
Foss	Olson	Troxel
Geelan	Pyle	Welander



Haag	Reinke	Work
Kamrath		
Those voting in the negative were:		
Bjorlie	Strand	Torno
Freed		
Absent and not voting:		
Anderson	Knudson	Stucke
Day	Page	Wahlund
Fraser	Shure	

So the bill passed and the title was agreed to.

The President announced that Senate Bills No. 250, 251 and 252 have been printed.

Senator Morgan moved that action on Senate Bills No. 250, 251, and 252 be laid over one legislative day, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 616. A Bill for an Act to Amend and Reenact Sections 30-2301, 30-2302, 30-2303, 30-2305, 30-2306, 30-2309, 30-2310, 30-2311, 30-2312, 30-2314, 30-2315 and 30-2317 of the North Dakota Revised Code of 1943, Relating to the Guardianship of Incompetent Veterans and Other Incompetent and Minor Beneficiaries of the Veterans Administration, and to Make Uniform the Law With Reference Thereto, and Declaring an Emergency.

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

House Bill No. 649. A Bill for an Act to Amend and Reenact Sections 4-2203 and 4-2222 of the North Dakota Revised Code of 1943 and Section 4-2221 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Soil Conservation Districts; Providing for Appointment of Four Farmer Members to the Soil Conservation Committee, and the Election of District Supervisors at the Regular State General Election.

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

House Bill No. 652. A Bill for an Act to Amend and Reenact Chapter 39-03A of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Highway Patrolmen's Retirement System.

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

House Bill No. 659. A Bill for an Act Relating to School Finance; Providing for a County High School Equalization Fund in Each County and for a Tax Levy for the Establishment and Maintenance of Such Fund; Providing for Disbursements From Such Funds and for Payments From the State Equalization Fund to Such Funds; Reducing School District Levy Limitations; and to Amend and Reenact Sections 15-4019, 15-4020, 15-4021 and 57-1514 of the 1949 Supplement to the North Dakota Revised Code of 1943.

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

House Bill No. 661. A Bill for an Act to Amend and Reenact Section 5-0311 of the North Dakota Revised Code

of 1943, Relating to the Disposition of the Tax on Sales by Licensed Wholesale Liquor Dealers Provided for in Subsections 1 and 2 of Section 5-0310 of the North Dakota Revised Code of 1943; Providing That Sixty-six and Two-thirds Percent of the Revenue From Such Tax Shall Be Placed in the Charitable Institutions Revolving Fund.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 683. A Bill for an Act Relating to Public Buildings or Structures; Providing That the Same Must Be Finished and Completed Within the Appropriation or Authorization Therefor; Letting of Contracts Therefor, and Making Violation Thereof Grounds for Removal From Office.

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

House Bill No. 690. A Bill for an Act Making an Appropriation for the Expenses for the Department of Public Instruction in Setting up Courses of Instruction Concerning the Nature of Alcoholic Drinks and Narcotics and Their Effect upon the Human Body.

Was read the first time and referred to the Committee on Social Welfare.

House Bill No. 693. A Bill for an Act to Amend and Reenact Section 64-0210 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Inspection of Weighing and Measuring Devices, and Providing for an Increased Fee Schedule for Such Inspection.

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

House Bill No. 716. A Bill for an Act Relating to Fraudulent Advertising of Insurers Not Authorized to Transact Business in This State and Providing for Actions in This State With Respect Thereto and for Service of Process Upon Such Insurers.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 717. A Bill for an Act Relating to Insurers Unauthorized to Transact Business in This State; Providing for Actions in This State Against and for the Service of Process Upon Such Insurers and Providing for the Allowance of Attorneys Fees in Actions Against Such Insurers.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 720. A Bill for an Act Making an Appropriation to Pay for a Continuation of the Survey and Investigation to Determine the Feasibility of Establishing a State Owned Cement Plant in the State of North Dakota.

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

House Bill No. 721. A Bill for an Act Providing for the Approval of Requests and Budgets of the Agencies of the State Government in the Obtaining of Federal Aid.

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

House Bill No. 728. A Bill for an Act Relating to Real Property; to Define a Marketable Record Title to an Interest in Real Estate and Other Terms; to Require the Filing of Notice of Claim of Interest in such Real Estate in Certain Cases, Within a Definite Period of Time and to Require the Recording Thereof; to Make Invalid and of No Force and Effect All Claims with Respect to the Real Estate Affected Thereby Where No Such Notices of Claim of Interest Are Filed Within the Required Period; to Provide for Filing Evidence of Possession by Affidavit and for the Recording of Such Affidavits; to Provide Penalties for Filing Slandorous Notices of Claim and Interest; to Provide Certain Exceptions to the Applicability and Operation Thereof.

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

House Bill No. 729. A Bill for an Act to Amend and Reenact Section 57-3711 of the North Dakota Revised Code of 1943 Relating to the Determination of Net Estate for North Dakota Estate Tax Purposes.

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

House Bill No. 740. A Bill for an Act to Confirm and Make Binding According to Their Terms Special Improvement Warrants Issued by Any City or Village and Refunded by the Issuance and Sale of Refunding Warrants When More Than Ninety Days Have Elapsed Since the Date of the Agreement for the Sale of Such Refunding Warrants, or Since the Effective Date of This Act, Whichever Is Later, Notwithstanding Failure to Comply With Certain Statutory Requirements in Connection With the Issuance of Such Special Improvement Warrants.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 750. A Bill for an Act to Amend and Reenact Subsection 3 of Section 15-3928 of the 1949 Supplement of the North Dakota Revised Code of 1943 Relative to Retirement Annuity.

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

House Bill No. 764. A Bill for an Act to Amend and Reenact Section 46-0405 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Providing of Distribution of Session Laws to County Officers.

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

House Bill No. 776. A Bill for an Act to Amend and Reenact Section 57-0227 of the North Dakota Revised Code of 1943 Relating to the Assessment of Property at Its Full Value.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 779. A Bill for an Act to Provide for Leave of Absence Due to Illness for Teachers in the Public Schools and State Institutions, Defining Terms and Determining Compensation.

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

House Bill No. 780. A Bill for an Act to Amend and Reenact Sections 15-2601 and 15-2602 of the North Dakota Revised Code of 1943, Relating to Removal of Schoolhouses in Common School Districts, Consisting of Less Than One Congressional Township.

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

House Bill No. 798. A Bill for an Act to Amend and Reenact Section 57-1906 of the North Dakota Revised Code of 1943, Relating to School District Special Reserve Funds.

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

House Concurrent Resolution "J." A Concurrent Resolution Directing the Legislative Research Committee to Conduct a Detailed Study of the Problems of Unification, Coordination, and Improved Standards of Education as Regards Institutions of Higher Learning in the State of North Dakota.

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

Senator Schoeder announced that a joint Lincoln's Birthday Program would be held at 3:30 in the House Chambers, and suggested that the Senate members be in attendance.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 13, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-SECOND DAY AFTER RECESS  
AND FORTY-THIRD DAY

Bismarck, February 13, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

Senate Bill No. 6

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:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Anderson                      Troxel

So the bill passed and the title was agreed to.

Senate Bill No. 164

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:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer

Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Anderson Troxel

So the bill passed and the title was agreed to.

Senate Bill No. 196

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:

Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Anderson Olson

So the bill passed and the title was agreed to.

Senate Bill No. 199

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:

Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg

Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Nelson	Streibel
Dewing	Nordhousen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Anderson                      Morgan

So the bill passed and the title was agreed to.

#### REPORTS OF STANDING COMMITTEES

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 line 3 strike out the figure \$45,800.00 and insert the figure \$10,000.00 in lieu thereof.

Strike out all of lines 9 and 10 and renumber the lines accordingly.

In line 11 after the word "State" insert the words "and County" and strike out the figure \$4,500.00 and insert the figure \$7,500.00 in lieu thereof.

In line 12 strike out the figure \$4,100.00 and insert the figure \$2,000.00 in lieu thereof.

Strike out all of lines 13, 14 and 15 and renumber the lines accordingly.

Strike out all of lines 16 and 17 and insert in lieu thereof the following: "Miscellaneous \$500.00" and renumber the lines accordingly.

In line 18 for the total strike out the figure \$45,800.00 and insert the figure \$10,000.00 in lieu thereof.

After line 18 insert the following Section:

"13 Section 2. REVERSION.) Any moneys heretofore  
13a appropri-  
14 ated to the Board of School District Reorganization, not  
14a ex-  
15 pended by July 1, 1951, shall revert to the State Equalize-  
16 ation Fund."

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 Appropriations to whom was referred Senate Bill No. 133, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the the title of the amended bill, strike the phrase "for the assistance of McLean County" and insert in lieu thereof "to assist";

In line 11 of the amended bill strike all after the word "exists"; strike all of lines 12 and 13; in line 14 strike all

before the word "been"; insert in lieu thereof "in certain counties and such counties have";

In line 17 strike the word "county" and insert in lieu thereof the word "counties";

Strike the word "reimburse" at the end of line 20 and all of lines 21, 22, and 23; insert in lieu thereof: "meet extraordinary expenses of law enforcement arising by reason of the construction of the Garrison Dam, expenditures from such sum to be made upon the presentation to the State Auditor of duly verified vouchers, signed by the Attorney General and setting forth the purpose of the expenditures."

Renumber the lines.

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 Industry and Business to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 188, have had the same under consideration and recommend that the same be amended as follows:

In line 51 delete the word "alter" and insert in lieu thereof the word "appoint".

In line 56 delete the words "obtaining the approval of" and insert in lieu thereof the words "consulting with".

In line 57, after the word "body", strike out the semi-colon and insert a period. Strike out the balance of line 57 and all of lines 58, 59 and 60.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 248, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 618, have had the same under consideration and recommend that the same be indefinitely postponed.

G. I. FETON, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 619, have had the same



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

Strike out lines 23 to 34 inclusive and insert in lieu thereof the following:

"2. The governing body may, upon adoption of a resolution declaring it necessary and upon approval of a majority of the votes cast at a special election called for such purpose held on or before October 1, 1951, expend not to exceed fifty per cent of the surplus now in the fund for the construction of one street leading to a state highway, and thereafter may divert and transfer from the surplus in the fund to the general fund of the municipality or to any other fund of the municipality a total sum of not more than twenty per cent of the gross receipts of the municipal utilities for the fiscal year of the municipality during which the transfer or transfers are made."

Renumber the lines.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Sandness moved that the amendments to Senate Bill No. 145 be adopted, which motion prevailed.

Senator Pyle moved that the amendments to Senate Bill No. 178 be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 195 be adopted, which motion prevailed.

Senator Pyle moved that the amendments to Senate Bill No. 240 be adopted, which motion prevailed.

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

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

W. J. TROUT, Secretary.

#### FORTY-THIRD DAY

Bismarck, February 13, 1951

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

Prayer by Chaplain Rev. S. G. Gruneich, Bismarck.

Roll Call: All Senators present except Senator Anderson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day after recess and Forty-second Day and recommend that the same be corrected as follows:

On page 449, in line 12, strike out the figure "20" and insert in lieu thereof the figure "250".

On page 452, in line 23, strike out the word "MOTIONS".

And when so corrected recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

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

COMMUNICATIONS

A communication was presented from Al. G. Smutny of Chicago, Illinois, congratulating the Senate on the adoption of Senate Resolution No. 1.

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. 6
- Senate Bill No. 164

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

CONSIDERATION OF AMENDMENTS

Senator Troxel moved that the amendments to Senate Bill No. 202 be adopted, which motion prevailed.

FIRST READING OF SENATE RESOLUTION

Senator Stucke introduced:

Senate Concurrent Resolution "R." Concurrent Resolution Relating to a Highway Bridge Over the Missouri River at Washburn, North Dakota.

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

Senate Bill No. 212

Which has been read.

Senator Schrock moved that Senate Bill No. 212 be placed at the foot of the calendar, which motion prevailed.

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Day moved that Senate Bill No. 251 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 251

Which has been read.

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:

Bilden	Freed	Rue
Blume	Geelan	Sandness
Bridston	Klusmann	Sauer
Coghlan	Knudson	Shure
Dahl	Krenz	Strand
Day	Luick	Stucke
Dewing	Morgan	Torno
Duffy	O'Brien	Troxel
Feton	Pyle	Welander
Foss	Reinke	Work

Those voting in the negative were:

Baeverstad	Leno	Schrock
Bjorlie	Nelson	Solberg
Fraser	Nordhougen	Spiekermeier
Haag	Olson	Streibel
Kamrath	Page	Thomas
Kusler	Schoeder	Wahlund

Absent and not voting:

Anderson

So the bill passed and the title was agreed to.

Senator Dewing changed his vote from nay to aye for the purpose of reconsideration.

Senate Bill No. 250

Which has been read.

Senator Freed requested that he be excused from voting on Senate Bill No. 250. There being an objection, the request was denied.

Senator Day moved that Senate Bill No. 250 be amended as follows: Strike out lines 9, 10 and 11 and renumber the lines accordingly. Which motion was declared lost.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 250, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Bilden	Geelan	Sandness
Bjorlie	Kamrath	Schrock
Blume	Klusmann	Shure
Bridston	Knudson	Solberg
Coghlan	Krenz	Stucke
Dahl	Luick	Torno
Duffy	Morgan	Troxel
Feton	Nordhougen	Wahlund
Foss	O'Brien	Welander
Fraser	Pyle	Work
Freed	Rue	

Those voting in the negative were:

Baeverstad	Nelson	Schoeder
Day	Olson	Spiekermeier
Dewing	Page	Strand
Haag	Reinke	Streibel
Kusler	Sauer	Thomas
Leno		

Absent and not voting:

Anderson

So the bill was declared lost for lack of a constitutional majority.

Senator Freed changed his vote from nay to aye for the purpose of reconsideration.

Senator Morgan appealed from the decision of the Chair in declaring Senate Bill No. 250 lost for lack of a constitutional majority.

The question was on whether the ruling of the Chair should be sustained, and the ruling of the Chair was declared overruled.

Senate Bill No. 252  
Which has been read.

## 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:

Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Anderson Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 253

Which has been read.

## 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson Bridston

So the bill passed and the title was agreed to.

Senate Bill No. 254

Which has been read.

## 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson            Bridston

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Concurrent Resolution "Q"

Was read the second time.

Senator Dahl moved that Senate Concurrent Resolution "Q" be amended as follows: In line 4 strike out the digit "3" and insert in lieu thereof the digit "2". Which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Concurrent Resolution "Q" be considered properly reengrossed and placed on second reading and final passage, which motion prevailed.

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### ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "Q," the roll was called and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Streibel
Dahl	Nelson	Stucke
Dewing	Nordhougen	Torno
Duffy	Olson	Troxel
Feton	Pyle	Wahlund
Foss	Sandness	Welander
Fraser		

Those voting in the negative were:

Day	Morgan	Spiekermeier
Freed	O'Brien	Strand
Geelan	Page	Thomas

Haag                      Reinke                      Work  
 Klusmann                Rue

Absent and not voting:

Anderson

So the resolution was declared adopted.

Senator Troxel: I want to explain my vote. I voted aye as the lesser of two evils.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, February 13, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 151

Senate Bill No. 216

Senate Bill No. 217

Senate Concurrent Resolution "O"

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

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 13, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 646

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 13, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 561

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, February 13, 1951

Mr. President: I have the honor to transmit:

House Bill No. 542

House Bill No. 590

House Concurrent Resolution "E"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 13, 1951

Mr. President: I have the honor to transmit:

House Bill No. 501

House Bill No. 707

House Bill No. 795

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

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 542

House Bill No. 590

House Concurrent Resolution "E"

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

Senator Bridston requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Bridston moved that the Committee on State and Federal Government be requested to return Senate Concurrent Resolution "P" to the Senate, which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Concurrent Resolution "P" be placed on the calendar, which motion prevailed.

Senator Bridston moved that Senate Concurrent Resolution "P" be adopted, which motion prevailed.

Senator O'Brien moved that Senate Bills No. 6 and 151 be not reprinted, and that Senate Bill No. 164 be reprinted, which motion prevailed.

Senator Morgan moved that after the reading of House Bills No. 541, 579, 677, 697, 698, the Senate recess until 1:00 p.m., February 14, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-THIRD DAY AFTER RECESS  
AND FORTY-FOURTH DAY

Bismarck, February 14, 1951

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

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 14, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution E.

Which the President has signed.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 541

Which has been read.

Senator Knudson moved that House Bill No. 541 be amended as follows: In the numbering of the lines strike out the second 34 and insert in lieu thereof 35. In line 43 strike out the word "sun" and insert in lieu thereof the word "sum". Which motion prevailed.

Senator Knudson moved that the rules be suspended and that House Bill No. 541 be placed on second reading and final passage, which motion prevailed.

Senator Streibel moved that further action on House Bill No. 541 be laid over until such time as all the Senators are present, which motion prevailed.

House Bill No. 579

Which has been read.

Senator Rue moved that House Bill No. 579 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 677

Which has been read.

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:

Anderson  
Baeverstad

Geelan  
Kamrath

Rue  
Sauer



Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Those voting in the negative were:

Haag	Kusler
------	--------

Absent and not voting:

Sandness	Stucke
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So the bill passed and the title was agreed to.

House Bill No. 697

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Kusler	Shure
Bridston	Krenz	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Sandness

So the bill passed and the title was agreed to.

House Bill No. 698

Which has been read.

#### 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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure

Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Morgan Sandness

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILL

Senate Bill No. 212

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, 11; nays, 37; absent and not voting, 1.

Those voting in the affirmative were:

Bjorlie	Olson	Torno
Blume	Page	Troxel
Haag	Schrock	Wahlund
Nelson	Solberg	

Those voting in the negative were:

Anderson	Geelan	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Shure
Dahl	Kusler	Spiekermeier
Day	Leno	Strand
Dewing	Luick	Streibel
Duffy	Morgan	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Welander
Fraser	Pyle	Work
Freed		

Absent and not voting:

Sandness

So the bill was declared lost for lack of a constitutional majority.

REPORTS OF STANDING COMMITTEES

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 be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 170, have had the same under

consideration and recommend that the same be amended as follows:

In line 11 after the word "broadcasting" strike out the remainder of the line and in line 12 strike out the first two words "at Bismarck" and the comma and insert the words "system for the State of" in lieu thereof.

In line 12 after the word "broadcasting" strike out the word "station" and insert the word "system" in lieu thereof.

In line 15 strike out the word "low" and insert the word "short" in lieu thereof.

In line 17 strike out the word "low" and insert the word "short" in lieu thereof.

In line 23 strike out the word "station" and insert the word "system" in lieu thereof.

In line 29 strike out the word "shall" and insert the word "may" in lieu thereof.

In line 66 strike out the word "priority" and insert the words "emergency service" in lieu thereof.

In line 67 after the word "to" insert the following words: "any station of".

In line 68 strike out the word "station" and insert the word "system" in lieu thereof.

In line 92 after the first word "the" strike out the words "motor vehicle registration fund" and insert the words "State Motor Patrol Fund" in lieu thereof.

In line 93 strike out the word "one".

In line 94 strike out the words "hundred fifty" and insert the word "fifty" in lieu thereof.

In line 94 after the word "dollars" insert the following: "and out of the State Treasury a sum not to exceed one hundred thousand dollars,".

In line 95 after the word "and" insert the following: "out of the State Treasury".

In line 95 strike out the word "twenty" and insert the word "forty" in lieu thereof.

In line 96 after the word "dollars" strike out the words "per annum" and insert the following: ", for the biennium ending June 30, 1953," in lieu thereof.

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 Appropriations to whom was referred Senate Bill No. 226, have had the same under consideration and recommend that the same be amended as follows:

Strike out the title and insert in lieu thereof:

For an Act relating to moneys collected for licenses on amusement devices; providing for the deposit of all such moneys in the general fund in the state treasury; amending and reenacting section 53-0407 of the North Dakota Revised Code of 1943; appropriating moneys now in the special fund to the general fund, and declaring an emergency.

Add following line 15:

SECTION 2. APPROPRIATION.) The special fund es-

published in accordance with the provisions of chapter 53-04 of the North Dakota Revised Code of 1943, and consisting of moneys derived from the licensing of amusement devices is hereby terminated and all moneys in such fund are hereby appropriated and transferred to the general fund in the state treasury.

**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.

Number the lines.

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 Labor Relations to whom was referred Senate Bill No. 232 have had the same under consideration and recommend that the same be amended as follows:

In lines 48 and 49 strike out the words "have the power to".

In line 49 after the word "appoint" insert the following: "with the approval of the governor".

After line 52 insert the following:

**"SECTION 3. POLITICAL ACTIVITIES FORBIDDEN.)**

Any labor conciliator or employee, under the provisions of this chapter, who exerts his influence, directly or indirectly, to induce any other person to adopt his political views, or to favor any particular candidate for office, or to contribute funds to political purposes shall forthwith be removed from his office or position by the authority appointing him; provided, that before removal the labor conciliator shall be entitled to a hearing before the governor, and any other employees shall be entitled to a similar hearing before the labor conciliator."

In line 53 change "SECTION 3" to "SECTION 4".

In line 61 change "SECTION 4" to "SECTION 5".

In line 89 after the word "date" insert the word "of".

In line 125 change "SECTION 5" to "SECTION 6".

In line 160 strike out the word "have" and insert in lieu thereof the word "having".

In line 168 change "SECTION 6" to "SECTION 7".

In line 185 strike out the word "or" and insert in lieu thereof the word "on".

After line 197 insert the following:

**"SECTION 8. JURISDICTIONAL CONTROVERSIES.)**

Whenever two or more labor organizations adversely claim for themselves or their members jurisdiction over certain classifications of work to be done for any employer or in any industry, or over the persons engaged in or performing such work and such jurisdictional interference or dispute is made the ground for picketing an employer or declaring a strike or boycott against him, the labor conciliator shall certify that fact to the governor. Upon receipt of such certification the governor, in his discretion, may appoint a labor referee to hear and determine the jurisdictional controversy. If the labor organizations involved in the controversy have an agreement between themselves defining their respective jurisdictions, or

if they are affiliated with the same labor federation or organization which has by the charters granted to the contending organizations limited their jurisdiction, the labor referee shall determine the controversy in accordance with the proper construction of the agreement or of the provisions of the charters of the contending organizations. If there is no agreement or charter which governs the controversy, the labor referee shall make such decision as, in consideration of the past history of the organizations, harmonious operation of the industry, and most effective representation for collective bargaining, will best promote industrial peace. If the labor organizations involved in the controversy so desire, they may submit the controversy to a tribunal of the federation or labor organization which has granted their charters or to arbitration before a tribunal selected by themselves, provided the controversy is so submitted prior to the appointment by the governor of a labor referee to act in the controversy. After the appointment of the labor referee by the governor, or the submission of the controversy to another tribunal as herein provided, it shall be unlawful for any person or labor organization to call or conduct a strike or boycott against the employer or industry or to picket any place of business of the employer or in the industry on account of such jurisdictional controversy."

In line 198 change "SECTION 7" to "SECTION 9".

In line 218 change "SECTION 8" to "SECTION 10".

In line 230 change "SECTION 9" to "SECTION 11".

In line 298 change "SECTION 10" to "SECTION 12".

In line 331 change "SECTION 11" to "SECTION 13".

In line 341 change "SECTION 12" to "SECTION 14".

In line 360 change "SECTION 13" to "SECTION 15".

In line 396 change "SECTION 14" to "SECTION 16".

In line 409 change "SECTION 15" to "SECTION 17".

In line 479 change "SECTION 16" to "SECTION 18".

In line 481 strike out the figure "\$475" and insert in lieu thereof the figure "\$175".

Strike out all of lines 483 and 484.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

FRANKLIN PAGE, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 235, have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 8, delete the brackets.

In line 9 delete the words "nor more than two thousand".

In line 10 delete the word "dollars" and the brackets.

In line 16 delete the brackets.

In line 17 delete the words "nor more than one thousand dollars," and the brackets.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

Senator Feton 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. 249, have had the same under consideration and recommend that the same be amended as follows:

In line 15 after the word "hundred" strike out the word "fifty" and insert the word "seventy-five" in lieu thereof.

Strike out all of line 18 after "SECTION 2.)" and line 19 to the comma and insert in lieu thereof the following: "A committee of five members of the North Dakota Legislative Assembly, appointed by the Governor, to be known as the Governor's Mansion Building Commission".

In line 20 after the word "construction" insert a comma and add the word "furnishing".

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 Transportation to whom was referred Senate Concurrent Resolution "R," have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 568, have had the same under consideration and recommend that the same do pass.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 571, have had the same under consideration and recommend that the same be amended as follows:

In line 78 change the comma to a period and strike out the words "or optometrist".

In line 86 after the comma following the word "ophthalmologist" insert the word "or".

In line 87 after the comma strike out the words "or "optometrist".

In line 88 after the word "examination" strike out the words "as provided in section 50-0808".

And when so amended recommend the same do pass.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 572, have had the same under consideration and recommend that the same do pass.

OLIVER BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 651, have had the same

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

In the first line in the title of the bill strike out the words "financing and administration" and insert in lieu thereof the following "reimbursement to the counties".

In the third line in the title of the bill after the word "to" insert the word "certain"; also in the same line after the word "persons" insert the words "living or".

In line 4 of the bill after the comma insert the following "who are non-residents of the state or who have gained residence in such counties".

In line 5 after the word "such" insert the following language: "non-residents of the state or persons who have gained residence in such counties by reason of such federal project"; in the same line strike out the word "persons"; also the words "and administered".

In line 6 strike out the words "Public Welfare Board" and insert in lieu thereof the word "State". In the same line after the word "Dakota" insert the language; "out of the Public Welfare Fund".

In line 7 after the word "may" insert the words "live or". In the same line after the period strike out the remainder of the sentence.

Strike out all of lines 8, 9, 10 and 11 and insert in lieu thereof the following: "The County Welfare Board shall furnish such public assistance in each case and shall be promptly reimbursed by the Public Welfare Board from the Public Welfare Fund for all such public assistance payments made by the county. Such application for reimbursement shall be made upon vouchers having the approval of the Public Welfare Board.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

OLIVER E. BILDEN, Chairman.

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

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 696, have had the same under consideration and recommend that the same do pass.

OLIVER E. BILDEN, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 14 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 133 be adopted, which motion prevailed.

Senator Feton moved that the amendments to Senate Bill No. 188 be adopted, which motion prevailed.

Senator Feton moved that the amendments to House Bill No. 619 be adopted, which motion prevailed.

#### MOTIONS

Senator Streibel moved that the Senate recess for five minutes to congratulate Senator Kamrath on his birthday, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

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

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

W. J. TROUT, Secretary.

#### FORTY-FOURTH DAY

Bismarck, February 14, 1951

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

Prayers by Chaplain Rev. S. G. Gruneich, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second Day after recess and Forty-third Day and find the same correct.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie 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. 145

Senate Bill No. 178

Senate Bill No. 195

Senate Bill No. 202

Senate Bill No. 240

Senate Concurrent Resolution "Q"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 632, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 633, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 647, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.



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

#### MOTIONS

Senator Day moved that Senator Klusmann's remarks of yesterday be printed in the Journal, which motion prevailed.

Senator Klusmann: In western North Dakota we have not advertised, except for beef cattle and only a few minutes of time was taken for this industry.

I will take only a few minutes and my few minutes will not be as long as the Lieutenant Governor's few minutes usually last especially talking about the beef cattle industry.

I would rather talk about famous Holstein dairy cattle industry in the community I come from, New Salem, North Dakota, but now I will have to yield to my neighbor town, Hebron, North Dakota. You have on your desks a miniature brick. It takes three weeks to prepare a brick, as I am told, so you see you have a very highly prized possession. In this brick industry at Hebron, North Dakota, they have two kilns. When this was mentioned to me, I said what is there to kill in a brick. I was told to spell it, K-I-L-N. Anyway, to me it's a furnace to bake these bricks.

The one kiln they have, holds 60,000 bricks and one holds 120,000 bricks.

They have a capacity of one million bricks a month.

There is some talk about a new Governor's mansion? I hope these remarks won't involve any questions or turn into a debate, Senator Streibel and Senator Day, because this is all I know. Thank you.

#### FIRST READING OF SENATE BILL

Senators Leno and Bridston introduced:

Senate Resolution No. 5. A Resolution Respecting the Ventilation and Heating System for the Senate Chambers.

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

Senator Bridston moved that Senate Resolution No. 5 be printed in the Journal, which motion prevailed.

#### SENATE RESOLUTION NO. 5

Introduced by Senators Leno and Bridston

A resolution respecting the ventilation and heating system for the Senate Chambers.

1 WHEREAS, the ventilation and heating system in the  
2 Senate Chambers, in its present operating condition, is  
3 inefficient and apparently insufficient to maintain in  
4 such chambers an adequate supply of draft free, fresh,  
5 warm air.

6 NOW, THEREFORE, BE IT RESOLVED BY THE  
6a SENATE OF THE  
7 STATE OF NORTH DAKOTA, that the Board of  
7a Administration is  
8 hereby directed to study such system and do everything  
9 possible to correct and improve its operation before the  
10 convening of the next legislative assembly.

11 BE IT FURTHER RESOLVED, that a copy of this  
11a resolution

12 be delivered to the Secretary of the Board of Adminis-

13 tration and to the Governor by the Secretary of the 13a Senate.

Senator Troxel moved that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Troxel moved that House Bill No. 703 which was referred to the Committee on Agriculture be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 145

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

Senator Morgan 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.

SECOND READING OF HOUSE BILLS

House Bill No. 541

Which has been read.

Senator Schrock moved that House Bill No. 541 be amended as follows:

In line 94, strike out the rest of the line after the word "in" and all of lines 95 and 96 and the first word in line 97, and insert in lieu thereof the following:

"consideration of the value of the property at the time of the loan and the sale value of the property at the time of the foreclosure." Which motion was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 541, as amended, the roll was called and there were ayes, 35; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness

Bilden	Knudson	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Shure
Coghlan	Lego	Spiekermeier
Dahl	Morgan	Strand
Day	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Page	Welander
Foss	Pyle	Work
Freed	Reinke	

Those voting in the negative were:

Bjorlie	Luick	Streibel
Dewing	Nelson	Stucke
Fraser	Olson	Troxel
Geelan	Schrock	Wahlund
Haag	Solberg	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Day moved that the vote by which House Bill No. 541 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. 178

Was read the second time.

Senator Day moved that Senate Bill No. 178 be amended as follows: In line 43 of the printed bill strike out the period and insert a comma and add "except as hereinafter provided."

Between lines 62 and 63 insert the following:

"Section 3. JURY TRIAL. If the petition of protest so filed contains the names of three-fourths of the property owners as above provided, the question of whether or not the property shall be annexed shall be submitted to a jury for determination at a regular term of the District Court."

In line 63 strike out the figure "3" and insert in lieu thereof the figure "4".

Renumber the lines.

Which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 178 be deemed properly reengrossed and placed upon second reading and final passage, as amended, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 178 as amended, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Bilden	Leno	Schrock
Bjorlie	Luick	Spiekermeier
Coghlan	Nordhougen	Strand
Dahl	O'Brien	Streibel
Day	Olson	Stucke
Dewing	Page	Thomas
Fraser	Pyle	Torno
Freed	Reinke	Troxel

Haag	Sandness	Wahlund
Kamrath	Sauer	Welander
Krenz	Schoeder	Work
Kusler		

Those voting in the negative were:

Anderson	Feton	Morgan
Blume	Foss	Rue
Bridston	Geelan	Shure
Duffy	Klusmann	Solberg

Absent and not voting:

Baeverstad	Knudson	Nelson
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Day moved that the vote by which Senate Bill No. 178 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dahl moved that House Bill No. 517 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Dahl moved that House Bill No. 517 be re-referred to the Committee on Appropriations, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 186

Senator Morgan moved that Senate Bill No. 186 be moved to the foot of the calendar, which motion prevailed.

Senate Bill No. 195

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Absent and not voting:

Klusmann	Leno
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So the bill passed and the title was agreed to.

Senator Morgan 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, February 14, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 542

House Bill No. 590

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 14, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6

Senate Bill No. 164

Senate Bill No. 196

Senate Bill No. 199

Senate Bill No. 252

Senate Bill No. 253

Senate Bill No. 254

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "Q"

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

W. J. TROUT, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 14, 1951

Mr. President: I have the honor to transmit:

House Bill No. 556

House Bill No. 565

House Bill No. 576

House Bill No. 578

House Bill No. 634

House Bill No. 682

House Bill No. 694

House Bill No. 702

House Bill No. 734

House Bill No. 741

House Bill No. 783

House Bill No. 785

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

KENNETH L. MORGAN, Chief Clerk.

## FIRST READING OF HOUSE BILLS

House Bill No. 501. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings 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.

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

House Bill No. 556. A Bill for an Act to Amend and Re-enact Section 19-1010 of the North Dakota Revised Code of 1943 and to Repeal Sections 19-1009, 19-1011, 19-1012, 19-1013 and 19-1014 of the North Dakota Revised Code of 1943, Relating to Specifications and Tests for Petroleum Products.

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

House Bill No. 665. A Bill for an Act to Amend and Reenact Section 65-0108 of the North Dakota Revised Code of 1943 and Section 65-0503 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation, Providing That Employees of Contributing Employers Shall Have No Right of Action Against Such Employers But Shall Look Solely to the Fund, and Providing That Decisions of the Bureau Shall Be Entitled to the Faith and Credit Given Decisions of Courts of Record.

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

House Bill No. 576. A Bill for an Act to Amend and Reenact Subsections 6 and 7 of Section 20-0312 of the North Dakota Revised Code of 1943, Relating to Hunting, Trapping, and Fishing License Fees, and Declaring an Emergency.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 578. A Bill for an Act to Amend and Reenact Section 15-4014 of the 1949 Supplement to the North Dakota Revised Code of 1943, Sections 15-4016, 15-4119 and 15-4217 of the North Dakota Revised Code of 1943 and Section 15-5604 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to School Tuition Payments.

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

House Bill No. 634. A Bill for an Act to Amend and Reenact Subsection 1 of Section 20-0325 and Section 20-0326 of the North Dakota Revised Code of 1943, Relating to Licensed Dealers in Green Furs; Providing for Fees for Licensing of Non-resident Dealers and for Recording and Reporting of Information by All Dealers.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 682. A Bill for an Act Relating to Architects Plans on Public Buildings or Structures; Requiring Public Buildings or Structures To Be Fully Finished and Completed Within Appropriation or Authorization; and Providing That if Plans Must Be Redrawn to Accomplish the Same, Architect Shall Receive No Compensation Therefor.

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

House Bill No. 694. A Bill for an Act to Amend and Reenact Section 20-1001 of the North Dakota Revised Code of 1943, Relating to the Confiscation of Property by the Commissioner, Deputy Commissioner or Bonded Game Warden; and the Procedure to Be Followed in Such Cases.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 702. A Bill for an Act to Amend and Reenact Section 26-2519 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Expense Funds of Benevolent Societies.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 707. A Bill for an Act to Amend and Reenact Section 24-0504 of the North Dakota Revised Code of 1943 Relating to Contracts for County Road Machinery and Other Articles for the Improvement of Highways.

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

House Bill No. 734. A Bill for an Act to Permit the Refunding of Funding Bonds and Refunding Special Assessment Warrants Issued Under the Provisions of Chapter 40-27 of the North Dakota Revised Code of 1943; Repealing Chapter 287 of the Session Laws of North Dakota for the Year 1947; and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 741. A Bill for an Act to Provide for the Settlement of the Rights and Liabilities of All Municipalities and School Districts Involved in Any Proceedings for the Inclusion of Territory or the Exclusion of Territory From Any Municipality, and in Case of Failure to Agree, for Arbitration Thereof, and Establishing the Membership of the Board of Arbitration.

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

House Bill No. 783. A Bill for an Act to Amend and Reenact Section 57-3304 Relating to Taxation of Rural Electric Cooperatives and Providing That the Tax Imposed Shall Be in Lieu of Personal Property Tax.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 785. A Bill for an Act to License and Regulate the Operation of Amusement Games and Devices; Levying a Tax Therefor, Appropriating Revenue Derived Therefrom, and Repealing All Acts and Parts of Acts in Conflict Therewith.

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

House Bill No. 795. A Bill for an Act to Amend and Reenact Section 50-0204 of the North Dakota Revised Code of 1943, Relating to Residence in Counties; How Gained.

Was read the first time and referred to the Committee on Social Welfare.

The President appointed Senators Dewing, O'Brien and Geelan as a committee to meet with a like committee from the House for the purpose of considering a slogan for the North Dakota license plates.

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator O'Brien moved that Senate Bills No. 178 and 195 be not reprinted, and that Senate Bill No. 145 be reprinted, which motion prevailed.

Senator Morgan moved that after the reading of Senate Bills No. 186, 202 and 240, and House Bill No. 579, the Senate recess until 10:00 a.m., February 15, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-FOURTH DAY AFTER RECESS  
AND FORTY-FIFTH DAY

Bismarck, February 15, 1951

The Senate convened at 10:00 a.m., pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 202

Which has been read.

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:

Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Anderson	Geelan	Strand
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan moved that the vote by which Senate Bill No. 202 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 240

Which has been read.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Nordhougen

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 240 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 186

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bridston	Kusler	Schrock
Dahl	Leno	Shure
Duffy	Luick	Solberg
Feton	Morgan	Spiekermeier
Foss	Nelson	Strand
Fraser	Nordhougen	Streibel
Freed	O'Brien	Thomas
Geelan	Page	Troxel
Haag	Reinke	Welander
Kamrath	Rue	Work

Those voting in the negative were:

Bjorlie	Dewing	Torno
Blume	Olson	Wahlund
Day	Pyle	

Absent and not voting:

Coghlan                      Stucke

So the bill passed and the title was agreed to.

Senator Foss 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.

SECOND READING OF HOUSE BILL

House Bill No. 579  
Which has been read.

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:

Anderson	Haag	Pyle
Baeverstad	Kamrath	Reinke
Bilden	Klusmann	Rue
Bjorlie	Knudson	Sandness
Blume	Krenz	Sauer
Bridston	Kusler	Schoeder
Dahl	Leno	Schrock
Day	Luick	Shure
Dewing	Morgan	Spiekermeier
Duffy	Nelson	Strand
Feton	Nordhougen	Streibel
Foss	O'Brien	Thomas
Fraser	Olson	Troxel
Freed	Page	Welander
Geelan		

Those voting in the negative were:

Torno Wahlund

Absent and not voting:

Coghlan Stucke Work  
Solberg

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 14

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which Senate Bill No. 14 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 133

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhogen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 133 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 188

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, 5; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhogen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag		

Those voting in the negative were:

Baeverstad	Pyle	Work
Day	Sandness	

Absent and not voting:

Page

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.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1951

Mr. Speaker: I have the honor to inform you that the President of the Senate has appointed Senators Dewing, O'Brien and Geelan as a Committee to meet with a like Committee of the House to consider a slogan for the North Dakota license plates.

W. J. TROUT, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 52, have had the same under consideration and recommend that the same be amended as follows:

On line 3 strike out the word "property" and insert the word "material"; strike out the word "labor" and insert the word "services"; and before the word "any" insert the following: "or costs under lease or license agreements with".

On line 5 after the word "company" insert a comma and add: "or any affiliate, subsidiary, parent company, associate, or any corporation whose controlling stockholders are also controlling stockholders of such telephone company".

On lines 5 and 6 strike out the word "affiliated".

On line 8 strike out the words "affiliated company" and insert "firm or corporation".

On line 10 after the word "such" strike out the rest of the line and insert: "material, services or costs were entered on the books for rate making purposes".

Renumber the lines.

And when so amended recommend the same be placed on the calendar without recommendation.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 99, have had the same under consideration and recommend that the same be indefinitely postponed.

W. H. SHURE, Chairman.

Senator Shure 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. 182, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 230, have had the same under consideration and recommend that the same be amended as follows:

On line 3 strike out the word "no" and insert "which procedure originated either on application of such utility or on motion of the Public Service Commission, the Commission may refuse to consider any".

On line 3 after the word "request" insert the words "or application".

On line 4 put a period after the word "increases", strike out the rest of the line, and all of line 5.

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 611, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 635, have had the same under consideration and recommend that the same be indefinitely postponed.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted.

Senator Schrock made the substitute motion that House Bill No. 635 be placed on the calendar, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to Senate Bill No. 170 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 226 be adopted, which motion prevailed.

Senator Page moved that the amendments to Senate Bill No. 232 be adopted, which motion prevailed.

Senator Feton moved that the amendments to Senate Bill No. 235 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to Senate Bill No. 249 be adopted, which motion prevailed.

Senator Bilden moved that the amendments to House Bill No. 571 be adopted, which motion prevailed.

Senator Bilden moved that the amendments to House Bill No. 651 be adopted, which motion prevailed.

Senator Dahl requested unanimous consent of the Senate to introduce a bill. There being no objection, the request was granted.

Senator Day moved that the rules be suspended and that the Senate consider the amendments to Senate Bills No. 52 and 230, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 52 be adopted, which motion prevailed.

Senator Day moved that the amendments to Senate Bill No. 230 be adopted, which motion prevailed.

Senator Morgan moved that after the reading of House Bills Nos. 568, 572, 619, 632, 633, 647, 696, the Senate recess until 1:00 p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 568

Which has been read.

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:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Klusmann		

Those voting in the negative were:

Day	Duffy	Troxel
Dewing	Shure	
Absent and not voting:		
Bjorlie	Nelson	Pyle
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 572

Which has been read.

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:

Anderson	Haag	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Thomas

Duffy	Nordhogen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan		

Those voting in the negative were:

Day	Sandness	Stucke
Page		

Absent and not voting:

Kamrath	Pyle
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So the bill passed and the title was agreed to.

House Bill No. 619

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhogen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work

Those voting in the negative were:

Shure

Absent and not voting:

Kamrath	Kusler	Pyle
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 632

Which has been read.

#### 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:

Anderson	Haag	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand

Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work

Absent and not voting:

Bridston	Morgan	Pyle
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 633

Which has been read.

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bridston	Kamrath	Pyle
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So the bill passed and the title was agreed to.

House Bill No. 647

Which has been read.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Blume	Knudson	Shure
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Morgan	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno



Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Those voting in the negative were:

Bjorlie	Nelson	Solberg
Duffy	Schrock	

Absent and not voting:

Luick	Pyle
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So the bill passed and the title was agreed to.

House Bill No. 696

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Pyle

So the bill passed and the title was agreed to.

Senator Day requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Day moved that the rules be suspended and that Senate Bills Nos. 52, 170, 182, 226, 230, 232, 235, 249 and Senate Resolution "R" be placed on the calendar, which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Resolution No. 5, printed on page 474 of the Senate Journal, be placed on the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 52

Was read the second time.

Senator Duffy moved that further consideration of Senate Bill No. 52 be indefinitely postponed.

#### ROLL CALL

The question being on the motion of Senator Duffy that

Senate Bill No. 52 be indefinitely postponed, the roll was called and there were ayes, 20; nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Freed	Sauer
Baeverstad	Krenz	Shure
Bridston	Luick	Strand
Dahl	Morgan	Torno
Duffy	Reinke	Troxel
Feton	Rue	Work
Foss	Sandness	

Those voting in the negative were:

Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Fraser	O'Brien	Thomas
Geelan	Olson	Wahlund
Haag	Page	Welander
Kamrath	Pyle	

So the motion was declared lost.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 52, as amended, the roll was called and there were ayes, 32; nays, 17; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekemeier
Coghlan	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Fraser	Olson	Troxel
Geelan	Page	Wahlund
Haag	Pyle	Welander
Kamrath	Sandness	

Those voting in the negative were:

Baeverstad	Freed	Sauer
Bridston	Krenz	Shure
Dahl	Luick	Strand
Duffy	Morgan	Torno
Feton	Reinke	Work
Foss	Rue	

So the bill passed and the title was agreed to.

Senator Streibel moved that the vote by which Senate Bill No. 52 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### FIRST READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 255. A Bill for an Act Making an Additional Appropriation for the Per Diem-Employees and Miscellaneous of the Thirty-second Legislative Assembly, and Declaring an Emergency.

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

Senators Bilden, Olson and Stucke by request introduced: Senate Concurrent Resolution "S." A Resolution Expressing Sympathy and Support for the Men in the Armed Forces.

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

Senator Olson moved that the rules be suspended and that Senate Concurrent Resolution "S" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Resolution "S"

Was read the second time.

Senator Olson moved that Senate Concurrent Resolution "S" be amended as follows: After the period in line 15 add the following: "That the Secretary of the Senate be directed to send copies of this resolution to the two senators and congressmen in Washington." Which motion prevailed.

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

Senator Olson moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 255, 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.

#### MOTIONS

Senator Morgan moved that after the reading of Senate Bills No. 170, 182, 226, 230, 232, 235, 249, and Senate Concurrent Resolution "R" and Senate Bill No. 255, the Senate recess for ten minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

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

W. J. TROUT, Secretary.

#### FORTY-FIFTH DAY

Bismarck, February 15, 1951

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

Prayers by Chaplain Rev. S. G. Gruneich, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the

Forty-third day after recess and Forty-fourth day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

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

#### 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. 133

Senate Bill No. 178

Senate Bill No. 188

And find the same correctly engrossed.

W. R. BLUME, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 554, have had the same under consideration and recommend that the same be amended as follows:

In the third line of the title after the word "wells" delete the comma and insert the word "or". And in the same line strike out the words "or other".

In the title strike out all of the fourth line, and the words "disused strip mines," in the fifth line.

In line 6 delete the semi-colon and insert a period. Strike out the word "provide".

Strike out all of line 7.

In line 14 delete the comma after the word "well" and insert the word "or" and strike out the words "or other excavation or any abandoned".

In line 15 strike out the words "or disused strip mine," and delete the comma after the word "well" and insert the word "or". Strike out the comma and the word "or" at the end of the line.

In line 16 strike out the word "excavation" and " , and shall".

Strike out all of lines 17 and 18.

In line 19 strike out the words "wire fence, at least four feet in height," and before the word "as" insert the word "so".

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

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

#### MOTIONS

Senator Stucke moved that Senate Concurrent Resolution "R" be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Concurrent Resolution "R"

Was read the second time.

Senator Morgan moved that Senate Concurrent Resolution "R" be amended as follows:

In line 40 after the letter "a" and before the word "plan" insert the word "preliminary."

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "R" be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senator Morgan moved that Senate Concurrent Resolution "R" be adopted, which motion prevailed.

Senate Bill No. 170

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Pyle	Wahlund
Fraser	Reinke	Welande
Freed	Rue	Work
Geelan	Sandness	

Those voting in the negative were:

Bjorlie	Morgan	Solberg
Day	Nelson	Troxel
Haag	Page	

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which Senate Bill No. 170 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 182

Which has been read.

#### 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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand

Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Those voting in the negative were:

Morgan

Absent and not voting:

Bridston

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which Senate Bill No. 182 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 226

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

So the bill passed and the title was agreed to.

Senator Nordhougen moved that the vote by which Senate Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 230

Which has been read.

#### 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:

Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer

Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Those voting in the negative were:

Anderson

So the bill passed and the title was agreed to.

Senator Day moved that the vote by which Senate Bill No. 230, was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 232

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 0.

Those voting in the affirmative were:

Bilden	Haag	Schoeder
Bjorlie	Kamrath	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	O'Brien	Thomas
Fraser	Olson	Wahlund
Geelan	Rue	Welander

Those voting in the negative were:

Anderson	Knudson	Sandness
Baeverstad	Krenz	Sauer
Dahl	Luick	Strand
Duffy	Page	Torno
Foss	Pyle	Troxel
Freed	Reinke	Work
Klusmann		

So the bill is declared lost for lack of a two-thirds majority.

Senate Bill No. 235

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness

Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	

Those voting in the negative were:

Schrock Work

So the bill passed and the title was agreed to.

Senator Feton moved that the vote by which Senate Bill No. 235 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 249

Which has been read.

Senator O'Brien moved that Senate Bill No. 249 be amended as follows:

In line 15 strike out the figure "\$175,000.00" and insert in lieu thereof the figure "\$100,000.00"

Which motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 249, as amended, the roll was called and there were ayes, 35; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Klusmann	Schrock
Baeverstad	Knudson	Shure
Bridston	Krenz	Spiekermeier
Coghlan	Luick	Strand
Dahl	Nordhougen	Streibel
Day	Page	Stucke
Duffy	Pyle	Thomas
Feton	Reinke	Torno
Foss	Rue	Troxel
Fraser	Sandness	Welander
Freed	Sauer	Work
Geelan	Schoeder	

Those voting in the negative were:

Bilden	Kamrath	O'Brien
Bjorlie	Kusler	Olson
Blume	Leno	Solberg
Dewing	Morgan	Wahlund
Haag	Nelson	

So the bill passed and the title was agreed to.

Senator Rue moved that the vote by which Senate Bill No. 249 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 255

Which has been read.



## 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Schrock
Bridston	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Stucke

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. 255 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Resolution No. 5

Was read the second time.

Senator Leno moved that Senate Resolution No. 5 be adopted, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 14

Senate Bill No. 52

Senate Bill No. 133

Senate Bill No. 186

Senate Bill No. 188

Senate Bill No. 202

Senate Bill No. 240

Senate Concurrent Resolution "S"

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 15, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 145

Senate Bill No. 178

Senate Bill No. 195

Senate Bill No. 250  
Senate Bill No. 251

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

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 15, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 618

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 15, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 677

House Bill No. 697

House Bill No. 698

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 15, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 541

Which the Senate has amended.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 15, 1951

Mr. President: I have the honor to transmit:

House Bill No. 628

House Bill No. 642

House Bill No. 708

House Bill No. 752

House Bill No. 760

House Bill No. 782

House Bill No. 801

House Concurrent Resolution "N"

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

KENNETH L. MORGAN, Chief Clerk.

FIRST READING OF HOUSE BILLS

House Bill No. 628. A Bill for an Act Making an Appropriation for the Purpose of Paying Special Assessments for Public Improvements Levied Against the State of North Dakota by the City of Bismarck.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 642. A Bill for an Act to Amend and Reenact Section 20-0314 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Section 20-0315 of the North Dakota Revised Code of 1943, Relating to Commercial

Fishing; Providing for Licensing, and for Rights and Duties of Licensees.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 708. A Bill for an Act Relating to Leasing Public Lands for Mineral, Oil, or Gas Exploration and Production, and Declaring an Emergency.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 752. A Bill for an Act Providing for the Payment of Expenses to Certain State Officers, Making an Appropriation and Declaring an Emergency.

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

House Bill No. 760. A Bill for an Act Relating to Nurseries and Nursery Stock and the Inspection Thereof, and Repealing Chapter 4-20 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 782. A Bill for an Act Providing for a Discount for the Early Payment of Taxes on Buildings and Structures.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 801. A Bill for an Act to Amend and Reenact Sections 47-0603 and 57-2705 of the North Dakota Revised Code of 1943, Relating to Real Property.

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

House Concurrent Resolution "N." A Concurrent Resolution to Memorialize Congress and the Secretary of Agriculture of the United States to Establish a Stabilized Premium on the Protein Content of Hard Spring Wheat.

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

#### MOTIONS

Senator O'Brien requested that the Senate be on the eighth order of business, which request was granted.

Senator O'Brien moved that Senate Bills Nos. 14, 188, 235, 240, and 249, be not reprinted, and that Senate Bills Nos. 52, 133, 170, and 230, be reprinted, which motion prevailed.

Senator Day moved that the Committee on Judiciary be requested to return Senate Concurrent Resolution "L" to the Senate, which motion prevailed.

Senator Day moved that Senate Concurrent Resolution "L" be withdrawn, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 16, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-FIFTH DAY AFTER RECESS  
AND FORTY-SIXTH DAY.

Bismarck, February 16, 1951

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 52  
Senate Bill No. 170  
Senate Bill No. 226  
Senate Bill No. 230  
Senate Bill No. 235  
Senate Bill No. 249  
Senate Concurrent Resolution "R"  
Senate Concurrent Resolution "S"

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume 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 Resolution No. 5

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

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

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 15, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 170  
Senate Bill No. 182  
Senate Bill No. 226  
Senate Bill No. 230  
Senate Bill No. 235  
Senate Bill No. 249

Senate Bill No. 255  
Senate Concurrent Resolution "R"

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

W. J. TROUT, Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 5

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

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 5

Was delivered to the Secretary of the State for his approval at the hour of 1:30 p.m. o'clock, February 16, 1951.

W. R. BLUME, Chairman.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 556 have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 566, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 613, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 625, have had the same under consideration and recommend that the same be amended as follows:

At the end of line 3 of the title change the period to a comma and add the following "and providing a penalty"

In line 1 after the word "person" insert in lieu thereof the following "not known to the weighman"

Following line 6 add the following:

Section 2. Penalty. Any person violating any provision of this Act shall be guilty of a misdemeanor.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 636, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 649, have had the same under consideration and recommend that the same be amended as follows:

In line 15 after the word "members" insert the words "first appointed".

In line 15 after the word "the" insert the word "present".

In line 38 after the word "time" insert the words "and place".

In line 54 strike out the word "sheriffs" and substitute the word "auditors" in lieu thereof.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 693, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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 "N", have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Pyle moved that the amendments to House Bill No. 554 be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 504  
House Bill No. 552  
House Bill No. 609  
House Bill No. 666  
House Bill No. 670  
House Bill No. 753  
House Bill No. 786  
House Bill No. 791

House Bill No. 793  
 House Bill No. 800  
 House Bill No. 802  
 House Bill No. 804  
 House Concurrent Resolution "P"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 538  
 House Bill No. 710  
 House Bill No. 723  
 House Bill No. 730  
 House Bill No. 748  
 House Bill No. 770  
 House Bill No. 774  
 House Bill No. 797  
 House Bill No. 799  
 House Concurrent Resolution "M"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 604  
 House Bill No. 676  
 House Bill No. 680  
 House Bill No. 700  
 House Bill No. 705  
 House Bill No. 759  
 House Bill No. 788  
 House Bill No. 803

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

KENNETH L. MORGAN, Chief Clerk.

#### FIRST READING OF HOUSE BILLS

House Bill No. 504. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department.

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

House Bill No. 538. A Bill for an Act to Amend and Re-enact Section 11-10102 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of County Auditors, County Treasurers, Sheriffs, County Superintendents of Schools, Registers of Deeds, County Judges, State's Attorneys, and Clerks of the District Court During the Years 1951, 1952, and 1953.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 552. A Bill for an Act to Amend and Re-enact Section 39-0424 of the 1949 Supplement to the North

Dakota Revised Code of 1943, Section 39-0444 of the North Dakota Revised Code of 1943 and to Repeal Sections 39-0443 and 39-0453 of the North Dakota Revised Code of 1943, as amended, Relating to License Fees for Commercial and Non-commercial Trucks, and Providing for an Effective Date.

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

House Bill No. 604. A Bill for an Act Relating to Liquid Petroleum Gases, Providing for the Regulation of the Transportation, Storage, and Installation of Liquid Petroleum Gas and Liquid Petroleum Gas Systems; Providing for Distributor-Dealer Permits; Providing for Fees; Granting to the Commissioner of Insurance the Right to Promulgate and Enforce Minimum General Standards Covering the Design, Construction, Location, Installation, and Operation of Equipment for Storing, Handling, Distributing, and Utilizing Liquid Petroleum Gases, and Providing a Penalty.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 609. A Bill for an Act to Amend and Reenact Section 39-0411 of the North Dakota Revised Code of 1943, Relating to Motor Vehicle License Plates.

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

House Bill No. 666. A Bill for an Act to Amend and Reenact the Initiated Measure Approved November 5, 1946, Entitled "Making It Unlawful for the State of North Dakota, Its Political Subdivisions, Counties, Cities, Villages, and the State Highway Department, to Establish and Maintain Any Mechanical Device or Devices Known as Parking Meters, or by Whatever Name Designated, Requiring the Deposit Therein of Coins or Tokens for the Privilege of Parking Cars or Other Vehicles Upon the Streets and Highways in the State of North Dakota", Constituting Chapter 381 of the 1947 Session Laws and Section 39-0109 of the 1949 Supplement to the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 670. A Bill for an Act to Amend and Reenact Section 43-0301 of the North Dakota Revised Code of 1943, and Defining the Practice of Architecture.

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

House Bill No. 676. A Bill for an Act to Amend and Reenact Sub-section 2 of Section 20-0507 North Dakota Revised Code of 1943, as Amended by Section 1 of Chapter 181, Session Laws of 1949, Relating to the Affixing of Seals to Carcasses of Big Game Animals.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 680. A Bill for an Act Relating to Insurance; Providing That All Applications for Health, Accident, or Medical Insurance Shall Be Printed in Black, Blue, or Green Ink and That the Exceptions to the Policy Applied for Shall Be Set Out and Printed in Red Ink; and Requiring a



Copy of Any Type of Insurance Policy Applied for To Be Delivered to the Applicant.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 700. A Bill for an Act to Amend and Reenact Section 6-0515 of the North Dakota Revised Code of 1943 Relating to Investment of Trust Funds.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 705. A Bill for an Act to Amend and Reenact Section 57-0220 of the North Dakota Revised Code of 1943, Relating to Taxation; Providing for the Exemption of that Part of the Value of Farm Machinery upon Which the Sales or Use Tax Has Been Paid; and Requiring the Taxpayer to Show a Receipt for the Payment of Such Taxes; and Declaring an Emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 710. A Bill for an Act to Provide for the Mediation of Disputes and Grievances Between the State Government as an Employer and Its Employees and Between Subordinate Units of Government Within the State and the Employees Thereof; to Provide for the Appointment of Mediation Boards With Authority to Issue Subpoenas; to Consider Terms of Settlement Between the Disputants; and to Make Recommendations for the Bona Fide Consideration of the Parties Concerned.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 723. A Bill for an Act to Amend and Reenact Section 20-0106 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Hours of Hunting Game Birds and Protected Animals.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 730. A Bill for an Act to Amend and Reenact Section 26-1009 of the North Dakota Supplement of the North Dakota Revised Code of 1943 Relative to Discrimination by Life Insurance Companies and Rebates and Inducements by Agents Prohibited, and Declaring an Emergency.

Was read the first time and referred to the Committee on Industry and Business.

House Bill No. 748. A Bill for an Act to Amend and Reenact Section 15-2205 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Mileage and Travel Expenses of County Superintendents of Schools.

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

House Bill No. 753. A Bill for an Act Authorizing the Governor to Declare an Annual Bow and Arrow Deer Season; to Fix the Time Therefor; Providing for the Issuance of Regular Resident Licenses, Fixing the Fee Therefor; Restricting the Kind of Bows and Arrows That May Be Used in Hunting Deer; Prohibiting the Use of Mechanical Means;

Forbidding the Carrying of Firearms; and Requiring a Report to Game Warden of Deer Taken, and Repealing Section 20-0504 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 759. A Bill for an Act to Amend and Reenact Section 15-2505 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Common District Officers; Providing That Members of the School Boards in Common School Districts Shall Be Allowed One Compensated Visit Each Year to Each School in His District

Was read the first time and referred to the Committee on Education.

House Bill No. 770. A Bill for an Act to Amend and Reenact Section 39-0421 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Motor Vehicles; Providing for the Exemption From Registration Fees of Certain Motor Vehicles.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 774. A Bill for an Act Setting Up the Hours of Employment for State Employees in Bismarck, North Dakota.

Was read the first time and referred to the Committee on Labor Relations.

House Bill No. 786. A Bill for an Act Relating to Compensation of Justices of the Peace, and Repealing Section 33-0123 of the North Dakota Revised Code of 1943; and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 788. A Bill for an Act to Amend and Reenact Section 16-1905 of the North Dakota Revised Code of 1943 Relating to Rates for Space in Publicity Pamphlet, Additional Space, and the Making of Payment Therefor.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 791. A Bill for an Act to Amend and Reenact Subsection 2, Section 15-3927 of the 1949 Supplement of the North Dakota Revised Code of 1943, Relating to Eligibility to Participate in the Teachers' Insurance and Retirement Fund.

Was read the first time and referred to the Committee on Education.

House Bill No. 793. A Bill for an Act to Promote the Prosperity and Welfare of the Potato Industry of North Dakota: To Provide for the Establishment of Potato Production Areas and Within Such Areas to Provide for the Collection of Fees and the Regulation of Certain Marketing Practices, All Subject to Referendum Election of the Growers; and to Provide for the Administration of This Act by the Board of Control Appointed by the Governor From Nominations Made by the Growers.

Was read the first time and referred to the Committee on Agriculture.

House Bill No. 797. A Bill for an Act to Amend and Reenact Section 27-0225 and Subsection 3 of Section 27-0522 of the North Dakota Revised Code of 1943, Relating to Assignment of District Court Judges to Other Districts.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 799. A Bill for an Act Authorizing Cities to Levy Taxes for the Purpose of Acquiring Real Estate To Be Used as a Site for Public Buildings.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 800. A Bill for an Act to Levy a Fee on Motor Vehicles Engaged in the Transportation of Property; Providing for Issuance of Distinctive Tags; Making Exemptions From the Provisions of This Act and Providing Penalties for the Violation Thereof.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 802. A Bill for an Act to Amend and Reenact Section 15-4910 of the North Dakota Revised Code of 1943, Relating to Solicitation and Sales in Public Schools.

Was read the first time and referred to the Committee on Education.

House Bill No. 803. A Bill for an Act Relating to Agreements by Cities With the Highway Department; Repealing Section 40-2206 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 804. A Bill for an Act Making an Appropriation for Legislative Assistance to the Secretary of State and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

House Concurrent Resolution "M." A Concurrent Resolution Memorializing Congress to Amend the Federal Highway Act so as to Prohibit the Diversion of Revenue Received from Federal Motor-user Taxes, and to Provide for an Increased Federal Matching Ratio so that All Such Revenue Be Returned to the States and Used for Road Development.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution "P." A Concurrent Resolution Directing That a Study and the Preparation of a Plan for the Improvement of the Financial and Physical Condition of the Roads, Streets and Bridges of This State Be Made.

Was read the first time and referred to the Committee on Transportation.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 16, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 541.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 505  
House Bill No. 507  
House Bill No. 508  
House Bill No. 511  
House Bill No. 512  
House Bill No. 515  
House Bill No. 516  
House Bill No. 520  
House Bill No. 521  
House Bill No. 522  
House Bill No. 558

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 16, 1951

Mr. President: I have the honor to transmit:

House Bill No. 559  
House Bill No. 560  
House Bill No. 563  
House Bill No. 564  
House Bill No. 583  
House Bill No. 588  
House Bill No. 593  
House Bill No. 600  
House Bill No. 641  
House Bill No. 646  
House Bill No. 654

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 505  
House Bill No. 507  
House Bill No. 508  
House Bill No. 511  
House Bill No. 512  
House Bill No. 515  
House Bill No. 516  
House Bill No. 520  
House Bill No. 521  
House Bill No. 522  
House Bill No. 558  
House Bill No. 559  
House Bill No. 560  
House Bill No. 563  
House Bill No. 564  
House Bill No. 583  
House Bill No. 588  
House Bill No. 593  
House Bill No. 600  
House Bill No. 641

House Bill No. 646

House Bill No. 654

And the President signed the same in the presence of the Senate.

Senator Streibel moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

#### FORTY-SIXTH DAY

Bismarck, February 16, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll Call: All Senators present except Senators Anderson, Baeverstad, Bilden, Blume, Bridston, Coghlan, Dahl, Day, Dewing, Feton, Foss, Fraser, Knudson, Kusler, Morgan, Nelson, Nordhogen, O'Brien, Rue, Sandness, Schrock, Shure, Thomas, Welander.

So the President declared that the Senate lacked one of having a quorum.

Senator Streibel moved that the Senate do now recess until 1:45 p.m., February 17, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-SIXTH DAY AFTER RECESS  
AND FORTY-SEVENTH DAY

Bismarck, February 17, 1951

The Senate convened at 1:45 p.m., pursuant to recess taken, the President Pro Tem presiding.

Senator Streibel moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-SEVENTH DAY

Bismarck, February 17, 1951

The Senate convened at 1:45 p.m., the President Pro Tem presiding.

Prayers by Chaplain Rev. A. G. Hewitt, Bismarck.

Roll Call: All Senators present except Senators Anderson, Baeverstad, Bilden, Blume, Bridston, Dahl, Day, Dewing, Feton, Foss, Fraser, Freed, Geelan, Kamrath, Klusmann, Knudson, Kusler, Morgan, Nelson, Nordhougen, O'Brien, Sandness, Sauer, Schoeder, Schrock, Shure, Stucke, Thomas, Troxel, Wahlund, Welander.

The President Pro Tem announced that the Senate lacked seven of having a quorum.

Senator Streibel moved that the Senate do now recess until 1:00 p.m. February 19, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-SEVENTH DAY AFTER RECESS  
AND FORTY-NINTH DAY

Bismarck, February 19, 1951

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

Roll Call: All Senators present except Senators Bilden, Bridston, Day, Knudson, Krenz, and O'Brien.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth Day after recess and Forty-fifth Day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

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 find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 505  
House Bill No. 507  
House Bill No. 508  
House Bill No. 511  
House Bill No. 512  
House Bill No. 515  
House Bill No. 516  
House Bill No. 520  
House Bill No. 521  
House Bill No. 522  
House Bill No. 558  
House Bill No. 559  
House Bill No. 560  
House Bill No. 563

- House Bill No. 564
- House Bill No. 588
- House Bill No. 588
- House Bill No. 593
- House Bill No. 600
- House Bill No. 641
- House Bill No. 646
- House Bill No. 654

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 19, 1951

Mr. Speaker: I have the honor to return:

- House Bill No. 568
- House Bill No. 572
- House Bill No. 579
- House Bill No. 632
- House Bill No. 633
- House Bill No. 647
- House Bill No. 696

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 19, 1951

Mr. Speaker: I have the honor to return:

- House Bill No. 619

Which the Senate has amended.

W. J. TROUT, Secretary.

COMMUNICATIONS

A communication was presented from A. McGregor, of Fargo, North Dakota, relating to parking meters, which communication was referred to the Committee on Political Subdivisions.

Senator Blume presented a communication from the City Council of Minot urging passage of House Bill No. 666, which communication was referred to the Committee on Political Subdivisions.

A communication was presented from the Ashley Woman's Club of 34 members, Mrs. Marvin Kessel, President, urging approval of appropriation for Public Health, which communication was referred to the Committee on Education.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 514, 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 Appropriations to whom was referred House Bill No. 518, 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 Appropriations to whom was referred House Bill No. 523, 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 Appropriations to whom was referred House Bill No. 533, have had the same 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 Agriculture to whom was referred House Bill No. 573, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 574, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 592, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 610, 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 Veterans and Military Affairs to whom was referred House Bill No. 614, have had the same under consideration and recommend that the same be amended as follows:

In line 12 after the word "wars" insert the words "or military expedition".

In line 33 after the word "he" insert the words "or she".

In line 35 after the word "his" insert the words "or her".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REINHART KRENZ, Chairman.

Senator Krenz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 616, have had the same under consideration and recommend that the same do pass.

REINHART KRENZ, Chairman.

Senator Krenz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 628, have had the same under consideration and recommend that the same be referred to the Appropriations Committee.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 661, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 666, have had the same under consideration and recommend that the same be returned to the House for corrections.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 674, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 705, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 726, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 762, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 763, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 783, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Dewing requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dewing: I have today the very great pleasure to introduce a young man who was raised in my home town and who is one of the most outstanding men ever raised in that part of the country, a man who the State of North Dakota has evidently been searching for for quite some time—by that I mean Dr. M. Duane Sommerness, psychiatrist ap-

pointed at the State Hospital at Jamestown. At this time I move that a committee of one be appointed to escort Dr. Sommerness to the rostrum, which motion prevailed.

The President appointed Senator Dewing as such committee and Dr. Sommerness was escorted to the rostrum and invited to address the Senate.

Dr. Sommerness: This is indeed an extreme pleasure for me. It is quite unexpected, I assure you. I just stopped by to see Ralph, that is how I know him, just to say a friendly hello. I haven't seen him for quite awhile.

It is nice to be back in the State of North Dakota. I have been back just three weeks and am getting located at Jamestown. I assure you we are going to do a great deal there if we have your support to help us do what we want to do. We will have the kind of a State Hospital you want to have—as far as you will let us go that is where we will go. We certainly want to do as much as we can for those people who are mentally ill. The best thing I can say now is that we want your support so that we can do those things.

Again I want to thank you. It is a real pleasure to be back in North Dakota.

Senator Dewing moved that the remarks of Dr. Sommerness be printed in the Journal, which motion prevailed.

Senator Rue: Mr. President, I am sure that we were all very shocked and grieved last evening to hear of the passing of our dear friend and former congressman, Charles R. Robertson, and I move, Mr. President, that the Senate stand for one minute in silent tribute to the memory of Charles R. Robertson, which motion prevailed, and the Senate stood in silence for one minute in tribute to the memory of Charles R. Robertson.

#### CONSIDERATION OF AMENDMENTS

Senator Troxel moved that the amendments to House Bill No. 625 be adopted, which motion prevailed.

Senator Troxel moved that House Bill No. 649 be referred to the Committee on Agriculture for further amendments, which motion prevailed.

Senator Dahl moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that after the reading of House Bills No. 554, 556, 566, 571, 611, 613, 635, 636, 651, 693, and House Concurrent Resolution "N," the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

#### FORTY-NINTH DAY

Bismarck, February 19, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Capt. Cecil Dye, Bismarck.

Roll Call: All Senators present except Senators Bilden, Bridston, Day and O'Brien.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-sixth Day after recess and Forty-seventh day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator BJORLIE moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 576, have had the same under consideration and recommend that the same be amended as follows:

In line 7, strike out the brackets and the words "one dollar"

And when so amended recommend the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 642, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 694, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS

Senator Sandness: I believe it is general knowledge that we have with us this afternoon one of North Dakota's most distinguished citizens, the Honorable Milton R. Young, United States Senator. I now move, Mr. President, that a committee of two be appointed to escort United States Senator Young to the rostrum, which motion prevailed.

The President appointed Senators Sandness and Nordhogen as such committee and Senator Milton R. Young was escorted to the rostrum and invited to address the Senate.

Mr. Young: Members of the North Dakota State Senate. It is a real pleasure to come back here again today. As I remarked out in the corridor a while ago, I am not sure whether I should have left here in the first place. I think there are a few N.P.L. legislators that would agree with that and there are a few within the R.O.C. that agree I should not have left the farm in the first place. Nevertheless we have gotten along real well all these years. One thing I can say here is that the best friends we often have are in the other faction. So far as that principal is concerned—in other words—it is not limited to any particular faction which we belong to.

Maybe it would be of interest to you for me to make a few remarks about the difference between the operation of the United States Senate and the North Dakota Senate as I see it. Just a few comments. By and large I think the North Dakota Senate is more democratic than the United States Senate. For an example—just one example. There we have about 12,000 bills introduced during the session and perhaps only 1/3rd of these bills are ever reported back. There the committee chairman can hold them as long as he wants to unless the Senate orders them back. That happens very rarely.

Perhaps only  $\frac{1}{4}$  of the bills are ever passed by aye and nay vote. The majority are passed without an objection vote. In other respects I think it is more democratic. There you have the year around session, if necessary. There, of course, the individual member has a tremendous amount of power if he wants to exercise it. One thing the United States Senate does not do is to limit the time of speech of any member of the Senate.

There are a few things that are very nice. For example, in the drawer of each desk is written in indelible ink the names of the Senators that have occupied that desk. It goes back a long ways. The desk I occupy now has the names of at least fifteen or twenty senators who formerly sat in that seat. Some of the things go back to the time when the present chambers was first occupied in 1859. The gavel that is used by the presiding officer is an old beat up piece of ivory. It was broken at one time and put together with a little glue and screws. It has no handle, just ivory, and was first used by Jefferson, and each day it is taken and locked up by the Sergeant at Arms.

Maybe those are a few things you are familiar with yourselves. For example, all the Republicans are on one side of the center aisle and the Democrats on the other. First you have the democratic floor leader on one side and on the opposite side you have the other floor leader. As your seniority increases you work over to the center aisle. When you are first elected you are off to the side. Some of them prefer to stay way back. The same thing is true in all the committee rooms too. You start at the end of the table—as your seniority increases you work over towards the chairman. You have your name plate where your seat is supposed to be.

I notice here the membership hasn't changed too much in the years since I left here. I remember the first session when I came here. I got a seat where the junior senator from Grand Forks is sitting. It was known as the renegade section and from what I hear, it is still known as the renegade section.

I remember when our late friend, Oscar Erickson, sat where Senator Pyle sits. When the group busted up in voting he would suggest that we have a caucus. After reading the papers in North Dakota, maybe it wouldn't be so bad to have another caucus. Since I came to the Senate in 1935 there are only two members here now that were here when I first came here; Senator Stucke of McLean and Senator Kamrath from Grant and Sioux. Maybe the leaguers have better luck getting reelected than we R.O.C. members have. To some extent I contributed to the reelection of a couple leaguers. I went up to Foster and Eddy and talked against the Senator from that district and he was reelected. I went to Logan and McIntosh County and spoke against the league senator from there and he was reelected. So to that extent I contributed to the reelection of a few leaguers.

I imagine you are wondering just what the United States Senators think of the international situation—if war is inevitable or what the final outcome will be. I don't think the average Senator is any more sure of it than you are here. You would find just as much difference in opinion there as there is here. The members of the foreign relations com-

mittee and the appropriations committee have access to different secret information, but even yet there you find about as much difference of opinion as you do here.

We are getting ourselves pretty much scattered out all over the world and very thinly. I myself can't see how we can carry on over any long period of time. Our appropriations this year will total 70 billion dollars. That is only part of the story. There you have the habit of appropriating 50 billion dollars—contracts for 6 and 7 million while the appropriation only calls for 5 million or six, and the difference will have to be paid by subsequent appropriation bills.

I got some figures that I thought might be of interest to you. I just got them from the military appropriations committee as I left. Now I find that it is marked as secret and I can't use the information. That is what I think is partly wrong with Washington. I personally can't see why you can't use the overall that is spent in the occupation of Germany and Japan, but they won't even let you use a total sum. The appropriations for ECA and two or three other such as British loans and occupation of German and Japan would total approximately 40 billion dollars since the war. As you know now, we are engaged in giving of arms to practically every nation in the world—Indo China, Chinese Nationalists, and every country in Europe, some in Africa, Greece, Asiatic countries and to many countries in South America. We are trying to carry on that program. On top of that we want to make ourselves supreme on the air, and on the sea, and have the best army in the world. Personally I don't think we can scatter ourselves that thinly all over the world. I think it is more important to get some kind of security in our economy than to build up a big defense. For, after all, if we wreck our entire economy it isn't going to do us too much good.

I want to thank you again for this opportunity to speak to you and I want you to really know how much I do enjoy talking and visiting with you. I wish I could stay around two or three days. I want to go home a few days and then back to Washington as quick as I can.

The next order of business will be the Selective Service Act, UMT, and the drafting of the eighteen year olds. There is nothing, in my mind, that can stop its passage. I, for one, find myself in a difficult position. I have always been opposed to drafting of eighteen year olds, but when you get down to the drafting of eighteen year olds, and the UMT, it is not easy to vote for it, but in view of the crisis that is facing the world it is not easy to vote against it. I thank you very much.

Senator Sandness moved that the remarks of Senator Young be printed in the Journal, which motion prevailed.

Senator Streibel: I rise to a point of special privilege. A few days ago the Bismarck Tribune printed an editorial about me. I thought it was unjust and at this time I want to read a few remarks into the Journal.

Senator Streibel: Of all the freedoms we Americans enjoy there is one in particular from which we receive our greatest blessing. It is the freedom of speaking and printing our thoughts. Only those who fully realize what an important part newspapers play in forming public opinion can truly appreciate this fact. Then too, it is again these same

people who today see the inherent danger of the controlled press.

The reason I bring this to your attention, my colleagues, is because the Bismarck Tribune has in the past attacked me on three different occasions. Whether the two former incidents, one when I pleaded for more pay for legislators and the other when I tried to put lobbyists in their proper place, were justified I leave to your good judgment. On the vicious character assassinations directed toward me which appeared as an editorial in its Feb. 10th issue I wish to elaborate.

On Feb. 1st. my debate against permitting 18 year old youngsters to vote were prefaced with the following remarks: "No member of this senate loves young people more than I do. No one has their welfare more at heart than I have. If anybody within the range of my voice doubts these statements I can refer him to the young people in my home community."

"One of the three young people who spoke before our judiciary committee did a commendable job of presenting his subject. He was 21 years old. The 16 year old lad who said if he hadn't read for and explained to his parents some of the measures when he was 14 years old they couldn't have voted on them intelligently. Ending up by saying he was better qualified to vote then than his parents were now. This in my estimation was ingratitude pure and simple. For in all probability the parents of this lad were illiterate. Perhaps they worked their fingers down to the bone that this, their son should never be so handicapped. Is this slap in the face a reward for their parental sweat and labor to educate this ingrate.

The eighteen year old girl was no less uncivil when she said she knew twice as much as we, the members of the committee, about politics. Remember we have five very able attorneys on our committee, and others who are no ones fool!"

I said that day and I reiterate today that these two youngsters reminded me of the saying about the overfed and the underbred. Why does the Bismarck Tribune say I included, not two, but all of our youth in my statement? Oh! they say that that is all there was in the Senate Journal. Just as though everybody didn't know that their reporter could give them every word I said that day.

And why did the Bismarck Tribune wait 10 days before it commented on my remarks? I can tell you why. It just so happened that Feb. 10 was The Day following my debate against selling Capitol Grounds land to the Junior College of Bismarck. Now mind you, the resolution that eighteen year olds be permitted to vote did not pass but the permission of selling these 15 acres passed the Senate. And yet in spite of this the Editor of the Bismarck Tribune finds it necessary to crack his political whip. In the hope, I presume, that he can intimidate some legislator to never never hereafter vote contrary to the Tribune's wishes.

Almost two and a half centuries ago, in 1722 to be exact, one hot day in June a lad 17 years of age was trying to get out a newspaper called "The New England Courant." The owner, the lads' older brother had already been put in jail, for printing criticism of governmental authorities. Knowing that in all likelihood the same fate awaited him he nevertheless carried on. Quoting from the London Journal this boy printer,

Benjamin Franklin, said: "Without freedom of thought there can be no such thing as wisdom—and no such thing as public liberty without freedom of speech." Many others could be mentioned who suffered the same fate the Franklin brothers did. The editor of the Weekly Journal, John Peter Zenger, immigrant from the banks of the Rhine, who worked for a group of people that dared to defy Governor Cosby's dictator-like rule in old New York was another apostle of the free press.

Zenger set about printing strong criticism of the governor and was arrested and thrown into jail. After having jailed him Governor Cosby really went to work to assure the prisoners conviction on charges of libel.

The two lawyers who dared to represent Zenger he had disbarred for challenging the jurisdiction of the court. Zenger was kept in jail for nine months. In spite of all this Zenger never faltered never failed. Through a hole in the door of his cell Peter would tell his good wife what he wanted published in the next issue. And thus the Weekly Journal was kept alive. Here is a sample of his message; "It is the great design of this paper to maintain and explain the glorious principles of Liberty and to expose the art of those who would darken or destroy them."

In midsummer Zenger was tried in the old City Hall that stood on Wall Street where the Sub-Treasury Building now stands. After the Governor's pet—the attorney general—had excoriated the editor before the governor's pet little court to the rhythm of the judge's head nodding in agreement there seemed to be very little, if any, life left in the noble body of the American Free Press.

From all appearances the cause of freedom of the press had received its death blow when the time arrived for the defense to present its case. Then suddenly a great silence prevailed in the court room and as suddenly was dispelled when the audience gasped in unison, as one man. An old man had risen. Andrew Hamilton, the ablest lawyer in all the colonies stood before them ready to defend justice. Though his body was weak with years he had come all the way from Philadelphia to speak for the rights of John Peter Zenger and incidentally for the rights of all men when he said:

"It is a privilege—I will go farther, it is a right which all free men claim, to complain when they are hurt; they have a right publicly to remonstrate against abuses of power . . . to put their neighbors upon their guard against graft or open violence of men in authority, and to assert with courage the sense they have of the blessings of liberty—and their resolution at all hazards to preserve it. Men who injure and oppress the people under their administration provoke them to cry out and complain, and then make that very complaint the foundation for new oppressions. The question before the court and you, gentlemen of the jury, is not of small and private concern; it is not the cause of a poor printer, nor of New York alone, which we are trying. NO! It is the best cause, it is the cause of liberty."

When the old crusader stopped speaking, stillness again prevailed the room, as everyone watched the jury slowly filing out. There was a long wait. The sultry August day moved slowly towards its close. Then, there was the jury marching back again. Their foreman spoke out for all people



everywhere who love freedom and hate tyranny;

We find the defendant, John Peter Zenger, not guilty!

Immediately silence gave way to the crowd's yell. While the enraged judge fumed and spluttered, the waiting people outside in Wall Street took up the exulting cry. It spread over the city this blowing flame, of freedom like a fire uncontrolled. New York rejoiced that it had won a round in the everlasting conflict men must wage to keep their civil rights.

Andrew Hamilton, being a wise man, knew that there would be other battles like this, in New York, in Boston, in his own city of Philadelphia, but he had fought a good fight and he had won it.

But there was one great and glorious fact that he could not know. It was that, through battles such as his own, and those that had gone before in this land which he loved, a new nation would be born, a nation founded on human rights. Benjamin Franklin, John Peter Zenger and Andrew Hamilton had fought for the same thing, and it was because they kept the love of freedom alive here in this country that eventually that part of our constitution known as the Bill of Rights was born. Old Andrew Hamilton did not know it, but his courageous fight helped make it possible that more than half a century later, the very first session of our Congress wrote into our Constitution one of its most sacred scriptures. Listen to the voice of James Madison reading to that Congress the words which have become our precious heritage; "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble, and to petition the government for a redress of grievances."

These Americans who had rebelled against one government in defense of their ancient rights, had no intention of giving up those rights. No. How could they when the voice of a Patrick Henry was still ringing in their ears as he wound up his famous oration in the old church in Boston by saying; "I know not what course others may take; but as for me, GIVE ME LIBERTY, OR GIVE ME DEATH!"

Those people remembered the fierce desire for freedom of worship that had brought the Pilgrims and Puritans to New England and Quakers to Pennsylvania, and Catholics to Maryland; the triumphant fight for a free press in the Colony of New York.

May the time come soon when the chaplains (Rev. S. G. Gruneich') prayer, who prayed so earnestly for an unbiased press from the rostrum of this senate one day last week will be answered. Then editors like the Bismarck Tribune employs will go begging for a job.

Just as hope never dies just so justices can never be permanently deferred.

Senator Morgan moved that the remarks of Senator Streibel be printed in the Journal, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 19, 1951

Mr. President: I have the honor to transmit:  
House Bill No. 541

House Bill No. 677  
 House Bill No. 697  
 House Bill No. 698

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.  
 House Chamber  
 Bismarck, February 19, 1951

Mr. President: I have the honor to return:

Senate Bill No. 11  
 Senate Bill No. 12  
 Senate Bill No. 16  
 Senate Bill No. 18  
 Senate Bill No. 19  
 Senate Bill No. 22  
 Senate Bill No. 24  
 Senate Bill No. 25  
 Senate Bill No. 29  
 Senate Bill No. 32  
 Senate Bill No. 33

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 571

Which has been read.

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Shure
Coghlan	Krenz	Solberg
Dahl	Kusler	Spiekermeier
Day	Leno	Streibel
Dewing	Luick	Stucke
Duffy	Nelson	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Bilden	Nordhougen	Sandness
Bridston	O'Brien	Strand
Morgan		

So the bill passed and the title was agreed to.

House Bill No. 611

Which has been read.

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Duffy	Olson	Thomas
Feton	Page	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bilden	Kamrath	O'Brien
Bridston	Morgan	Strand

So the bill passed and the title was agreed to.

House Bill No. 635

Which has been read.

Senator Duffy moved that House Bill No. 635 be amended as follows:

In line 4 after the word "its" insert the words "newly purchased", and at the end of line 4 delete the colon and at the beginning of line 5 the numeral 1 be deleted and the "A" be not capitalized.

After the word "level" delete the balance of sub-section 1 and insert in lieu thereof the following: "Provided that all track motor cars shall be so equipped within five years of the effective date of this act"

Delete all of sub-section 2.

Senator Schrock moved the following amendment to the amendment of House Bill No. 635: Strike out the words "Newly purchased" in line 4.

Senator Dahl moved that House Bill No. 635 be re-referred to the Committee on Transportation.

Senator Streibel moved that further consideration of House Bill No. 635 be laid on the table.

#### ROLL CALL

The question being on the motion of Senator Streibel that further consideration of House Bill No. 635 be laid on the table, the roll was called and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Kusler	Sauer
Baeverstad	Leno	Shure
Coghlan	Luick	Spiekermeier
Dewing	Nordhougen	Strand
Foss	Page	Streibel
Freed	Pyle	Thomas
Klusmann	Reinke	Torno
Knudson	Rue	Troxel
Krenz	Sandness	Work

Those voting in the negative were:

Bjorlie	Fraser	Schrock
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Blume	Geelan	Solberg
Dahl	Haag	Stucke
Day	Nelson	Wahlund
Duffy	Olson	Welander
Feton	Schoeder	

Absent and not voting:  
 Bilden Kamrath O'Brien  
 Bridston Morgan

So the motion was declared carried.

House Bill No. 651

Which has been read.

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:

Anderson	Knudson	Schoeder
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Nelson	Strand
Day	Nordhougen	Streibel
Dewing	Olson	Stucke
Duffy	Page	Thomas
Feton	Pyle	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	Work
Klusmann		

Absent and not voting:  
 Bilden Geelan Morgan  
 Bridston Kamrath O'Brien

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 554

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Kusler	Schoeder
Bjorlie	Leno	Schrock
Blume	Luick	Shure
Coghlan	Nelson	Spiekemeier
Day	Nordhougen	Streibel
Dewing	Olson	Stucke
Duffy	Page	Thomas
Feton	Pyle	Troxel
Foss	Reinke	Wahlund
Fraser	Sandness	Welander
Haag	Sauer	Work
Krenz		

Those voting in the negative were:  
 Baeverstad Klusmann Strand

Dahl	Knudson	Torno
Freed	Solberg	

Absent and not voting:

Bilden	Kamrath	O'Brien
Bridston	Morgan	Rue
Geelan		

So the bill passed and the title was agreed to.  
House Bill No. 556  
Which has been read.

## 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:

Anderson	Knudson	Schoeder
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Nelson	Strand
Day	Nordhougen	Streibel
Dewing	Olson	Stucke
Duffy	Page	Thomas
Feton	Pyle	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	Work
Klusmann		

Absent and not voting:

Bilden	Geelan	Morgan
Bridston	Kamrath	O'Brien

So the bill passed and the title was agreed to.

House Bill No. 566

Which has been read.

## 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:

Anderson	Haag	Sauer
Baeverstad	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Nelson	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Sandness	Work

Absent and not voting:

Bilden	Morgan	Rue
Bridston	Nordhougen	Solberg

Geelan                      O'Brien                      Stucke  
Kamrath

So the bill passed and the title was agreed to.

House Bill No. 613

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Klusmann	Sandness
Coghlan	Knudson	Schoeder
Dahl	Krenz	Shure
Day	Kusler	Spickermeier
Dewing	Leno	Strand
Duffy	Luick	Thomas
Feton	Nordhougen	Torno
Foss	Page	Troxel
Fraser	Pyle	Welander
Freed	Reinke	Work

Those voting in the negative were:

Bjorlie	Sauer	Streibel
Blume	Schrock	Stucke
Nelson	Solberg	Wahlund
Olson		

Absent and not voting:

Bilden	Geelan	Morgan
Bridston	Kamrath	O'Brien

So the bill passed and the title was agreed to.

House Bill No. 636

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Klusmann	Schoeder
Baeverstad	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Coghlan	Leno	Spickermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Olson	Thomas
Feton	Pyle	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	

Those voting in the negative were:

Page

Absent and not voting:

Bilden	Kamrath	O'Brien
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Bridston Nordhougen Work  
Geelan

So the bill passed and the title was agreed to.

House Bill No. 693

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Page	Thomas
Feton	Pyle	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	

Those voting in the negative were:

Nelson	Olson	Solberg
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Absent and not voting:

Anderson	Geelan	O'Brien
Bilden	Kamrath	Work
Bridston	Nordhougen	

So the bill passed and the title was agreed to.

House Concurrent Resolution "N"

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 38; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Knudson	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Shure
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Day	Nelson	Streibel
Dewing	Olson	Stucke
Duffy	Page	Thomas
Feton	Pyle	Torno
Foss	Reinke	Troxel
Fraser	Rue	Wahlund
Freed	Sandness	Welander
Haag	Sauer	

Those voting in the negative were:

Klusmann	Krenz
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Absent and not voting:

Anderson	Geelan	O'Brien
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Bilden  
Bridston

Kamrath  
Nordhougen

Strand  
Work

So the resolution was declared adopted.

Lt. Gov: Schnell: I would like to have the consent of the Senate to appoint a committee of two to escort a gentleman from the North Dakota Agricultural College to the rostrum for a few words. I appoint Senator Spiekermeier from the east end of North Dakota, and Senator Strand from as far west as you can go and still be in North Dakota, to escort professor Buchanan to the rostrum.

Professor Buchanan was escorted to the rostrum and invited to address the Senate.

Professor Buchanan: Thank you, Lieutenant Governor Schnell. Members of the Senate. This is rather a new experience for me, and I may be rather ill at ease. I am accustomed to students instead of the most distinguished speakers in North Dakota for my audience. The good Lieutenant Governor, however, has told me several times while this session was going on, all the enthusiasm that he has instilled, as he calls it, for livestock propaganda. I am not at all surprised at the enthusiasm that might be stirred up for livestock propaganda for several reasons. In the first place, we have known Ray Schnell for many years as a very ardent booster of sound livestock propaganda in the State of North Dakota. Another reason, we have witnessed throughout the State of North Dakota an ever growing interest in the animal part of agriculture as a permanent solution and permanent combination of farming and conservation of resources. Still another reason that I am not surprised at the enthusiasm for livestock propaganda—I am sure that all of you here recognize that livestock—the livestock industry is the balance wheel of the greatest industry in North Dakota—that of agriculture. This livestock industry of which I speak is a pretty sizeable interest. If we go by the last few years, we have been receiving from livestock and livestock sales in the State of North Dakota in the neighborhood of two hundred million dollars a year. If we add to that sum the amount that we should charge for the livestock and butterfat products—butter and eggs—that are consumed on the farm, I am sure we would be speaking of the industry that is approaching perhaps a quarter of a billion dollars. Livestock is the balance and is serving to balance agriculture in North Dakota.

I recall some more facts for you. During the past few years, the portion of the agricultural income in North Dakota that is derived from the sale of livestock and livestock products has been in the neighborhood of one-third. However, during what Dean Walster refers to as the terrible 30's, between 1931 and 1938, the contribution of the livestock industry to the agricultural income of North Dakota exceeded 50%. I point that out to you because to many farm people during those trying years when things were a little tough, it was the cow, the sow, the ewe and the old hen that paid the grocery bill and paid the taxes.

As I have indicated, this livestock industry is a growing industry. While grain crops have had their ups and downs—if we look back through history we look at the contribution of livestock to the income in North Dakota—it has been a steady growing contribution, and any industry that is growing is a changing one. I don't know how many of you can



see as far away as I am right now but I am sure your Lieutenant Governor has seen this magazine that I have in my hands, which is the cattleman's magazine for February. It has a very interesting picture on it. There are two scenes painted from the same spot. To me it depicts the changes taking place in the livestock industry. Many of those changes I know you men have witnessed. I glance at this picture and can see a change from the open range to fenced pastures. I can see a trail herd of one or two cows become the large herd that we have today. I can see a change from the long-horned steers of yesterday to the modern breed of livestock as we know them. We can see prairie dogs eating animals that did not survive due to poor feed change to animals that are healthy and well fed.

I mention that just because the agricultural college and the experimental station which I represent are always concerned with those changes. We are interested in the growing industry of livestock.

I might point out just a few things to you as far as the change from the prickly pear and other poor grasses to the ones we have today. It was the experimental station in North Dakota that first introduced crested wheat grass. North Dakota is trying to stay current and stay in the lead in the proper nutrition of animals. Our work at the experimental station is instrumental in introducing new grasses that are important in the breeding of livestock.

I might point out another fact that probably has been missed. A few years ago a new breed of sheep were introduced, which increased the available wool clip from 6 lbs. to 8.2 lbs., which has been the record increase in the nation.

Now, enough about the experimental station. As Ray indicated he sent his boys to Fargo. We at the college are very happy to work with your young men. We feel that we have distinct privilege in teaching them modern scientific agriculture and help them in the transition period when they cease to be boys and become men.

The North Dakota Legislature has been very generous in helping the administration of our agricultural college to realize its aims, to improve the livestock with which we teach, and to improve the facilities. As I say, you have been very generous in the assistance you have given the agricultural college.

As a matter of fact I never knew of any industry that is as sound as the livestock industry is at the present time. When we stop and think for just a minute that we have 42c steers, 30c bulls, 24c burrows, 40c lambs, \$1.35 to \$1.60 per pound for wool, prices that we never dreamed of or hoped to see. Along with that point, all the reports seem to indicate that we have a demand for more meat, for livestock products of all kinds, that has never been equalled before in the history of the nation.

We, at Fargo, read about the action of the legislature and have read of Rays' herd of herefords, his golden horses, but not until today did I know that he had gone into Angus cattle, but I see that he has that too. I realize that Ray is a cattle man but it is possible that some sheep men helped to elect him. I have brought along one more animal that I would like to add to that collection. This is the season of the year when we expect lambs. I tied a blue ribbon on the neck

of one and I want to present you with this pure bred Hampshire lamb. I am sure it is purebred. It is a little young and I don't have its papers with me but I want to add this to you collection.

Again I want to say that it has been a great pleasure to me to appear in the Senate. Thanks a lot.

Senator Solberg requested that the Senate be on the eighth order of business, which motion prevailed.

#### MOTIONS

Senator Solberg: We have another distinguished guest here this afternoon. I move that at this time that the President appoint a committee of one to escort former Senator Dahlen of Williams County to the rostrum, which motion prevailed.

The President appointed Senator Solberg as such committee and former Senator Dahlen was invited to address the Senate.

Mr. Dahlen: Mr. President and Senators: I am glad to be back here. I served in this Senate in 1945 and 1947, and I see a good many of the same senators that were here when I was here. So that is nice to see and means that you are pretty good men to stay here that long.

I watch the proceedings of this session very closely and I have not seen much disturbance. This seems to be a friendly session both in the House and the Senate this time. That is always very nice although sometimes it is well to have a few discussions too. If we all agree it would not be too well. It is all right to have discussions. But still I am glad to see that North Dakota is getting along so nicely in the legislature this year. I am going to stay around two or three days. I enjoy very much to be in the capitol here and I hope to shake hands with all of you before I leave.

Senator Solberg moved that the remarks of Professor Buchanan and former Senator Dahlen be printed in the Journal, which motion prevailed.

Senator Rue moved that the committee on memorial resolutions be instructed to prepare appropriate resolutions for Congressmen Lemke and Robertson, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 19, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 619.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 541

House Bill No. 677

House Bill No. 697

House Bill No. 698

And the President signed the same in the presence of the Senate.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 20, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FORTY-NINTH DAY ATER RECESS  
AND FIFTIETH DAY

Bismarck, February 20, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 16  
Senate Bill No. 18  
Senate Bill No. 19  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 25  
Senate Bill No. 29  
Senate Bill No. 32  
Senate Bill No. 33

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 16  
Senate Bill No. 18  
Senate Bill No. 19  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 25  
Senate Bill No. 29  
Senate Bill No. 32  
Senate Bill No. 33

And the President signed the same in the presence of the Senate.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 20, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 16  
Senate Bill No. 18  
Senate Bill No. 19  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 25  
Senate Bill No. 29  
Senate Bill No. 32  
Senate Bill No. 33

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 20, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 541  
House Bill No. 677  
House Bill No. 697  
House Bill No. 698

Which the President has signed.

W. J. TROUT, Secretary.

## SECOND READING OF HOUSE BILLS

House Bill No. 514

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Luick	Solberg
Coghlan	Morgan	Spiekermeyer
Dahl	Nelson	Strand
Dewing	Nordhougen	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Bridston                      Day                      Leno

So the bill passed and the title was agreed to.

House Bill No. 518

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston Strand

So the bill passed and the title was agreed to.

House Bill No. 523

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston Strand

So the bill passed and the title was agreed to.

House Bill No. 533

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Coghlan	Kusler	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Blume	Leno	Strand
Bridston	Nordhougen	

So the bill passed and the title was agreed to.

House Bill No. 573

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Coghlan	Kusler	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work

Absent and not voting:

Blume	Leno	Nordhougen
Bridston		

So the bill passed and the title was agreed to.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred House Bill No. 540, have had the same under

consideration and recommend that the same be re-referred to the Committee on Appropriations.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 578, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 594, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 639, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of section 2.

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 659, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 670, have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 702, have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 717, have had the same under consideration and recommend that the same be amended as follows:

In line 73 after the words "such action" insert the following: " , provided, however, that the court may in its discretion make an order dispensing with such deposit or bond where

the insurer makes a showing satisfactory to such court that it maintains in a state of the United States funds or securities, in trust or otherwise, sufficient and available to satisfy any final judgment which may be entered in such action, suit or proceeding, and that such insurer will pay any final judgment rendered without requiring suit to be brought on such judgment in the state where such securities are located”.

Insert after Section 9 a new section to be known as Section 10, reading as follows:

“Section 10. The provisions of this Act shall not apply to any action, suit or proceeding against any unauthorized foreign or alien insurer arising out of any contract of

1. Reinsurance, ocean marine, aircraft or railway insurance,
2. Insurance against legal liability arising out of the ownership, operation or maintenance of any property having a permanent situs outside this state, or
3. Insurance against loss of or damage to any property having a permanent situs outside this state

where such contract of insurance contains a provision designating the Insurance Commissioner or a bona fide resident of the State of North Dakota to be the true and lawful attorney of such unauthorized insurer upon whom may be served all lawful process in any action, suit or proceeding instituted by or on behalf of an insured or beneficiary arising out of such contract or where the insurer enters a general appearance in any such suit, action or proceeding.”

Change “Section 10” to “Section 11”.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 785, have had the same under consideration and recommend that the same be indefinitely postponed.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 802, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF AMENDMENTS

Senator Krenz moved that the amendments to House Bill No. 614 be adopted, which motion prevailed.

Senator Kusler moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that after the reading of House Bill No. 616, the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.



## FIFTIETH DAY

Bismarck, February 20, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Capt. Cecil Dye, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-seventh Day after recess and Forty-ninth day and recommend that the same be corrected as follows:

On page 514, line 20, strike out the figure "547" and insert in lieu thereof the figure "647".

On page 516, in lines 16, 22, 28, 34, 40 and 46 after the word "same" insert the word "under".

On page 523, in line 54 correct the spelling of the word "printed."

On page 528, in line 9, strike out the figure "30" and insert in lieu thereof the figure "33".

On page 530, in line 34, correct the spelling of the word "agriculture".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 649, have had the same under consideration and recommend that the same be amended as follows:

In line 15 after the word "members" insert the words "first appointed".

In line 15 after the word "the" insert the word "present".

In line 38 after the word "time" insert the words "and place".

In line 41 after the word "be" insert the words "the regularly" and strike out the word "by".

In line 42 strike out the words "the officers of the soil conservation district." and insert in lieu thereof "officers conducting the state general election."

In line 54 strike out the word "sheriffs" and substitute the word "auditors" in lieu thereof.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel moved that the report be adopted, which motion prevailed and the report was adopted.

## CONSIDERATION OF AMENDMENTS

Senator Reinke moved that the amendments to House Bill No. 576 be adopted, which motion prevailed.

## SECOND READING OF HOUSE BILLS

House Bill No. 574

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:

Anderson	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dewing	Luick	Strand
Duffy	Morgan	Stucke
Feton	Nelson	Thomas
Foss	Nordhougen	Torno
Fraser	O'Brien	Troxel
Freed	Olson	Wahlund
Geelan	Reinke	Welder
Haag	Rue	Work

Absent and not voting:

Baeverstad	Page	Sandness
Dahl	Pyle	Streibel
Day		

So the bill passed and the title was agreed to.

House Bill No. 592

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welder
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Pyle	Sandness
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So the bill passed and the title was agreed to.

House Bill No. 610

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:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan		

Absent and not voting:

Nordhougen	Pyle	Sandness
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So the bill passed and the title was agreed to.

House Bill No. 616

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Dewing	Luick	Stucke
Duffy	Morgan	Thomas
Feton	Nelson	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Reinke	Work
Geelan		

Those voting in the negative were:

Blume	Page	Solberg
Day	Shure	Torno

Absent and not voting:

Nordhougen	Pyle	Sandness
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 625

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, 7; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Shure
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Reinke	Welander
Geeian	Rue	

Those voting in the negative were:

Blume	Kusler	Torno
Dahl	Solberg	Work
Knudson		

Absent and not voting:

Day	Pyle	Sandness
Nordhougen		

So the bill passed and the title was agreed to.

House Bill No. 642

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:

Anderson	Geelan	Page
Baeverstad	Haag	Reinke
Bilden	Kamrath	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Schrock
Duffy	Leno	Spiekermeier
Feton	Luick	Strand
Foss	Morgan	Wahlund
Fraser	O'Brien	Welander
Freed	Olson	Work

Those voting in the negative were:

Dahl	Pyle	Stucke
Day	Rue	Thomas
Dewing	Shure	Torno
Klusmann	Solberg	Troxel
Nelson	Streibel	

Absent and not voting:

Coghlan	Nordhougen
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So the bill passed and the title was agreed to.

House Bill No. 661

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, 8; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Klusmann	Schrock
Bilden	Krenz	Shure
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Nelson	Strand
Dahl	O'Brien	Streibel
Day	Olson	Stucke
Dewing	Page	Thomas
Foss	Pyle	Torno
Fraser	Reinke	Troxel
Geelan	Sandness	Wahlund
Haag	Sauer	Welder
Kamrath	Schoeder	Work

Those voting in the negative were:

Anderson	Freed	Morgan
Duffy	Knudson	Rue
Feton	Luick	

Absent and not voting:

Coghlan Nordhougen

So the bill passed and the title was agreed to.

House Bill No. 674

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:

Anderson	Krenz	Schoeder
Baeverstad	Kusler	Schrock
Bjorlie	Leno	Shure
Blume	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Freed	Page	Torno
Geelan	Pyle	Troxel
Haag	Reinke	Wahlund
Kamrath	Rue	Welder
Klusmann	Sandness	Work
Knudson	Sauer	

Those voting in the negative were:

Coghlan Duffy Strand

Absent and not voting:

Bilden	Dahl	Nordhougen
Bridston	Fraser	

So the bill passed and the title was agreed to.

House Bill No. 694

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Shure
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	

Absent and not voting:

Dahl Nordhougen

So the bill passed and the title was agreed to.

House Bill No. 705

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bjorlie	Kusler	Schrock
Blume	Krenz	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Absent and not voting:

Bilden Dahl Nordhougen

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 726

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, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bjorlie	Klusmann	Spiekermeier
Blume	Knudson	Strand
Bridston	Krenz	Streibel
Coghlan	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan		

Those voting in the negative were:

Day	Pyle	Shure
Kusler	Sandness	Solberg
Olson	Schrock	

Absent and not voting:

Bilden	Leno	Nordhougen
Dahl		

So the bill passed and the title was agreed to.

House Bill No. 762

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:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Shure
Coghlan	Luick	Solberg
Day	Morgan	Spiekermeier
Dewing	Nelson	Strand
Duffy	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Rue	Welander
Kamrath	Sandness	Work
Klusmann		

Absent and not voting:

Bilden	Bridston	Dahl
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So the bill passed and the title was agreed to.

House Bill No. 763

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Shure
Blume	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Bridston                      Dahl

So the bill passed and the title was agreed to.

House Bill No. 783

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Dahl

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 20, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 556

House Bill No. 566

House Bill No. 611



House Bill No. 613  
 House Bill No. 636  
 House Bill No. 693  
 House Concurrent Resolution "N"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 20, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 554  
 House Bill No. 571  
 House Bill No. 651

Which the Senate has amended.

W. J. TROUT, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, February 20, 1951

Mr. President: I have the honor to return:

Senate Bill No. 11  
 Senate Bill No. 12  
 Senate Bill No. 16  
 Senate Bill No. 18  
 Senate Bill No. 19  
 Senate Bill No. 22  
 Senate Bill No. 24  
 Senate Bill No. 25  
 Senate Bill No. 29  
 Senate Bill No. 32  
 Senate Bill No. 33

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 20, 1951

Mr. President: I have the honor to return:

Senate Bill No. 83  
 Senate Bill No. 89  
 Senate Bill No. 91  
 Senate Bill No. 127  
 Senate Bill No. 129  
 Senate Bill No. 130  
 Senate Bill No. 132  
 Senate Bill No. 137  
 Senate Bill No. 138  
 Senate Bill No. 227  
 Senate Bill No. 228  
 Senate Bill No. 229

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 11  
 Senate Bill No. 12  
 Senate Bill No. 16

Senate Bill No. 18  
Senate Bill No. 19  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 25  
Senate Bill No. 29  
Senate Bill No. 32  
Senate Bill No. 33

Were delivered to the Governor for his approval at the hour of 3:15 o'clock, p.m., February 20, 1951.

W. R. BLUME, Chairman.

Senator Bridston requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Bridston moved that House Bill No. 643 be returned to the Senate by the Committee on State and Federal Government, which motion prevailed.

Senator Bridston moved that House Bill No. 643 be referred to the Committee on Appropriations, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:30 p.m., February 21, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTIETH DAY AFTER RECESS  
AND FIFTY-FIRST DAY

Bismarck, February 21, 1951

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 83  
Senate Bill No. 89  
Senate Bill No. 91  
Senate Bill No. 127  
Senate Bill No. 129  
Senate Bill No. 130  
Senate Bill No. 132  
Senate Bill No. 137  
Senate Bill No. 138  
Senate Bill No. 227  
Senate Bill No. 228  
Senate Bill No. 229

And find the same correctly enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 83  
Senate Bill No. 89  
Senate Bill No. 91  
Senate Bill No. 127  
Senate Bill No. 129  
Senate Bill No. 130  
Senate Bill No. 132  
Senate Bill No. 137  
Senate Bill No. 138  
Senate Bill No. 227  
Senate Bill No. 228  
Senate Bill No. 229

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 21, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 83  
 Senate Bill No. 89  
 Senate Bill No. 91  
 Senate Bill No. 127  
 Senate Bill No. 129  
 Senate Bill No. 130  
 Senate Bill No. 132  
 Senate Bill No. 137  
 Senate Bill No. 138  
 Senate Bill No. 227  
 Senate Bill No. 228  
 Senate Bill No. 229

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 502, 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 Appropriations to whom was referred House Bill No. 503, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$90,890.00 and insert the figure \$93,430.00 in lieu thereof.

In line 11 strike out the figure \$25,000.00 and insert the figure \$27,540.00 in lieu thereof.

In line 21 for the total strike out the figure \$46,890.00 and insert the figure \$49,430.00 in lieu thereof.

In line 36 for the Grand Total strike out the figure \$90,890.00 and insert the figure \$93,430.00 in lieu thereof.

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 Appropriations to whom was referred House Bill No. 506, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$1,000,000.00 and insert the figure \$500,000.00 in lieu thereof.

In line 5 after the word "Commission" insert the following words: "and for Civil Defense".

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 Appropriations to whom was referred House Bill No. 525, 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 Appropriations to whom was referred House Bill No. 527, 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 Appropriations to whom was referred House Bill No. 536, 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 Transportation to whom was referred House Bill No. 551, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 565, have had the same under consideration and recommend that the same be amended as follows:

Delete the brackets after the word "shall" on line 8.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 584, have had the same under consideration and recommend that the same be amended as follows:

In line 8, strike out the words "public roads" and in line 9, strike out the word "administration" and insert in lieu thereof the following: "bureau of public roads".

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 599, have had the same under consideration and recommend that the same be amended as follows:

Delete lines 21 through 27, both inclusive.

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 606, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 609, have had the same under consideration and recommend that the same be amended as follows:

In line 9, strike out the words "Golden Grain State" and insert in lieu thereof the words "Plains of Plenty".

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 617, have had the same under consideration and recommend that the same be referred to the Committee on Appropriations with Social Welfare Committee's favorable recommendation.

OLIVER E. BILDEN, Chairman.

Senator Bilden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 621, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 648, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 690, have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations without any recommendation from Social Welfare Committee.

O. E. BILDEN, Chairman.

Senator Bilden 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. 703, 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 Transportation to whom was referred House Bill No. 707, have had the same under consideration and recommend that the same be amended as follows:

In line 5, strike out the word "country" and insert in lieu thereof the word "county".

In line 9, strike out the word "two" and insert in lieu thereof the word "five".

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 708, have had the same under consideration and recommend that the same be amended as follows:

In line 20, strike out the word "three" and insert in lieu thereof the word "two"; in the same line after the word "weeks" insert the following: "the last publication to be at least ten days before" and strike out the words "next preceding".

In line 41, after the period insert the following: "Such bids shall be made upon the basis of acceptance of a lease upon the rental basis herein fixed, plus such bonus as the bidder may offer."

In line 48, strike out the word "No" and insert in lieu thereof the word "All". Change the word "lease" to "leases".

In line 49, strike out the words "board of university and school lands of" and insert in lieu thereof "state of North Dakota and all agencies and departments and political subdivisions thereof".

In line 50, strike out the words "such school lands" and "less than".

Strike out all of lines 51 and 52.

In line 53, strike out the word "acre". Strike out the word "nor" and insert in lieu thereof the word "and"; also strike out the word "it".

In line 54, strike out the word "any" and insert the word "a". Strike out the words "less than".

In line 73, after the period insert the following: "Such rules may require the deposit by any applicant for a lease of an amount sufficient to cover the publication costs."

And when so amended recommend the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke 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. 732, have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the words "for punishment of rape in the first degree and".

Strike out lines 1 to 7 inclusive.

Change "SECTION 2" to "SECTION 1".

In line 14 strike out the words "who shall".

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 776, have had the same under consideration and recommend that the same do pass.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 782, have had the same under consideration and recommend that the same be indefinitely postponed.

W. H. SHURE, Chairman.

Senator Shure moved that the report be adopted.

Senator Rue made the substitute motion that House Bill No. 782 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Shure that the Committee report on House Bill No. 782 be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 788, have had the same under consideration and recommend that the same be amended as follows:

In line 7 strike out the words "as follows:" and insert in lieu thereof the words "one hundred dollars".

Strike out lines 8 to 33 inclusive.

In line 34 strike out the words "a state".

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Concurrent Resolution "P," have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF AMENDMENTS

Senator Pyle moved that the amendments to House Bill No. 639 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 717 be adopted, which motion prevailed.

Senator Shure requested that the Senate be on the eighth order of business, which request was granted.



## MOTIONS

Senator Shure moved that the action by which House Bill No. 702 was indefinitely postponed on committee report be reconsidered, which motion prevailed.

Senator Shure moved that House Bill No. 702 be re-referred to the Committee on Industry and Business, which motion prevailed.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 21, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 571 and House Bill No. 651 and have refused to concur in the Senate amendment to House Bill No. 554 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Wambheim, Sailer, and Welk.

KENNETH L. MORGAN, Chief Clerk.

## CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Troxel moved that a Conference Committee be appointed on House Bill No. 554, which motion prevailed.

The President appointed as such Conference Committee on House Bill No. 554, Senators Troxel, Pyle and Nordhougen.

Senator Morgan moved that after the reading of House Bills No. 578 and 659 the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

## FIFTY-FIRST DAY

Bismarck, February 21, 1951

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Capt. Cecil Dye, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth Day after recess and Fiftieth Day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

## COMMUNICATIONS

A communication was presented from Alex C. Burr and sisters addressed to the Honorable Ray Schnell, President of the Senate, expressing appreciation for the action of the Senate in signifying the respect in which their father was held.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 21, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 635

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 21, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 514  
House Bill No. 518  
House Bill No. 523  
House Bill No. 533  
House Bill No. 573  
House Bill No. 574  
House Bill No. 592  
House Bill No. 610  
House Bill No. 616  
House Bill No. 642  
House Bill No. 661  
House Bill No. 674  
House Bill No. 694  
House Bill No. 705  
House Bill No. 726  
House Bill No. 762  
House Bill No. 763  
House Bill No. 783

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 21, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 625

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 21, 1951

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. 554, Senators Troxel, Pyle and Nordhougen.

W. J. TROUT, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 21, 1951

Mr. President: I have the honor to return:

Senate Bill No. 53  
Senate Bill No. 65  
Senate Bill No. 68  
Senate Bill No. 72  
Senate Bill No. 75  
Senate Bill No. 78  
Senate Bill No. 81  
Senate Bill No. 98  
Senate Bill No. 108  
Senate Bill No. 109  
Senate Bill No. 136  
Senate Bill No. 140

Senate Bill No. 179  
Senate Bill No. 180  
Senate Bill No. 210

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 21, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Q"  
House Concurrent Resolution "R"  
House Concurrent Resolution "S"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 21, 1951

Mr. President: I have the honor to return:

Senate Bill No. 66 which the House has amended as follows: Strike out the Emergency Clause in Section 2 and insert in lieu thereof the following: "EFFECTIVE DATE.) This act shall become effective after July 10, 1951.

Senate Bill No. 73 which the House has amended as follows: In line 8 strike out the word "or" and insert after the word corporation, "or the United States or any department or Agency thereof."

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 21, 1951

Mr. President: I have the honor to return:

Senate Bill No. 141  
Senate Bill No. 244

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 676, have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted.

Senator Dewing made the substitute motion that House Bill No. 676 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 723, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 753, have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted.

Senator Sandness made the substitute motion that House Bill No. 753 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Reinke that the committee report on House Bill No. 753 be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Troxel moved that the amendments to House Bill No. 649 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Pyle moved that the Senate concur in the House amendments to Senate Bill No. 66, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 66 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 66

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Shure
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Rue	

Absent and not voting:

Bridston	Reinke	Schrock
Nelson	Schoeder	

So the bill passed and the title was agreed to.

Senator Morgan moved that the Senate concur in the House amendments to Senate Bill No. 73, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 73 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 73

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Shure
Blume	Krenz	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nordhogen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Rue	Work

Absent and not voting:

Bridston	Reinke	Schoeder
Nelson		

So the bill passed and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 21, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 66 and 73.

W. J. TROUT, Secretary.

## FIRST READING OF HOUSE RESOLUTIONS

House Concurrent Resolution "Q." A Concurrent Resolution Providing for the Retaining of Certain Employees of the Senate and the House After the Legislative Session for the Purpose of Completing Legislative Work.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution "R." A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

Was read the first time and referred to the Committee on General Affairs.

House Concurrent Resolution "S." A Concurrent Resolution Providing for the Completion of the Legislative Journals of the Senate and the House.

Was read the first time and referred to the Committee on General Affairs.

Senator Baeverstad moved that the Senate do now recess for ten minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 576

Was read the second time.

Senator Duffy moved that House Bill No. 576 be amended as follows:

In line 1 delete the letter "s" at the end of the word "subsections" and the words "and 7".

In line 3 delete the word "are" and insert in lieu thereof the word "is".

Delete all of lines 6 and 7. Which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 576, as amended by the Senate, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Shure
Dahl	Luick	Solberg
Day	Nelson	Spiekermeier
Dewing	Nordhougen	Strand
Duffy	O'Brien	Streibel
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander

Absent and not voting:

Bilden	Krenz	Stucke
Bridston	Morgan	Work
Knudson		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Duffy moved that the title to House Bill No. 576 be amended as follows:

In line 1 of the title strike out the final "s" on the word "subsections" and the words "and 7."

Which motion prevailed.

House Bill No. 578

Which has been read.

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:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand

Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Bilden                      Bridston

So the bill passed and the title was agreed to.

House Bill No. 594

Senator Solberg moved that House Bill No. 594 be re-referred to the Committee on General Affairs, which motion prevailed.

House Bill No. 614

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Bridston

So the bill passed and the title was agreed to.

House Bill No. 659

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg

Dahl	Luick	Spiekermeister
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhousen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Those voting in the negative were:

Baeverstad

Absent and not voting:

Bridston

So the bill passed and the title was agreed to.

Senator Baeverstad: I want to explain my vote and I want the remarks recorded in the Journal.

I have voted against this bill as I am not in accord with the manner in which the funds are raised, as it takes funds from the equalization fund in variable amounts to afford a minimum support of \$36.00 for each high school student, even though most counties do not secure this amount in making the one-mill tax levy.

I do believe in the principle of making a small overall county tax levy of 1 to 2 mills for the support of the schools which maintains High Schools, but feel that such a tax should be distributed and follow the high school pupils of that county, wherever they might go to school, in proportion to the tax money raised in the county, and the number of pupils attending high school. I am not in favor of taking money from the State Equalization Fund in unequal amounts to the counties in order that we might make such legislation in effect a state tax, as at the present time we are supporting all assistance for the High Schools on a per pupil basis, and feel that we should continue along that line, increasing the payment on a per pupil basis if more funds are available.

We do support our elementary schools on a basis of a county wide 10-mill levy which is adjusted by payments from the state equalization fund in various amounts, that does in effect make it a state-wide tax, based on our present assessed valuations.

This is my third session in the legislature, but the first that I have served on the education committee, and it is hard for me to adjust my thinking in line with the present method of the distribution of the funds from the equalization fund, which funds come into this account from the sales tax.

In checking the amounts given to some of the counties in the way of assistance, the state apportionment equalization fund aid for the elementary and high school, I find that many counties are receiving almost as much assistance from these sources as the amounts that they levy as real and personal property taxes, whereas, in Townner County we taxed ourselves last year approximately \$169,000.00 and received only \$37,000.00 in assistance, or taxed ourselves 4½ times as much as we received. This is entirely out of line, and greatly penalizes those who do practice economy and try to cut down their school expenses.



I shall continue to check into the various problems of the taxation as well as the methods of distribution or the equalization fund, and hope that in the session of 1953, I might have more facts and figures with which to secure support for a fairer equalization in connection with school financing.

House Bill No. 670

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, 13; nays, 36; absent and not voting, 0.

Those voting in the affirmative were:

Bridston	Klusmann	Pyle
Day	Knudson	Reinke
Duffy	Krenz	Rue
Freed	Morgan	Sandness
Geelan		

Those voting in the negative were:

Anderson	Kamrath	Shure
Baeverstad	Kusler	Solberg
Bilden	Leno	Spiekermeier
Bjorlie	Luick	Strand
Blume	Nelson	Streibel
Coghlan	Nordhougen	Stucke
Dahl	O'Brien	Thomas
Dewing	Olson	Torno
Feton	Page	Troxel
Foss	Sauer	Wahlund
Fraser	Schoeder	Welander
Haag	Schrock	Work

So the bill was declared lost for lack of a constitutional majority.

Senator Morgan moved that after the reading of House Bills No. 502, 525, 527, 536, 551, 606, 621, 639, 648, 649, 676, 703, 717, 723, 776, 802 and House Concurrent Resolution "P" the Senate do now recess until 1:00 p.m., February 22, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-FIRST DAY AFTER RECESS  
AND FIFTY-SECOND DAY

Bismarck, February 22, 1951

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 53  
Senate Bill No. 65  
Senate Bill No. 66  
Senate Bill No. 68  
Senate Bill No. 72  
Senate Bill No. 73  
Senate Bill No. 75  
Senate Bill No. 78  
Senate Bill No. 81  
Senate Bill No. 98  
Senate Bill No. 108  
Senate Bill No. 109  
Senate Bill No. 136  
Senate Bill No. 140  
Senate Bill No. 179  
Senate Bill No. 180  
Senate Bill No. 210

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 53  
Senate Bill No. 65  
Senate Bill No. 66  
Senate Bill No. 68  
Senate Bill No. 72  
Senate Bill No. 73  
Senate Bill No. 75  
Senate Bill No. 78  
Senate Bill No. 81  
Senate Bill No. 98

Senate Bill No. 108  
 Senate Bill No. 109  
 Senate Bill No. 136  
 Senate Bill No. 140  
 Senate Bill No. 179  
 Senate Bill No. 180  
 Senate Bill No. 210

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 22, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 53  
 Senate Bill No. 65  
 Senate Bill No. 66  
 Senate Bill No. 68  
 Senate Bill No. 72  
 Senate Bill No. 73  
 Senate Bill No. 75  
 Senate Bill No. 78  
 Senate Bill No. 81  
 Senate Bill No. 98  
 Senate Bill No. 108  
 Senate Bill No. 109  
 Senate Bill No. 136  
 Senate Bill No. 140  
 Senate Bill No. 179  
 Senate Bill No. 180  
 Senate Bill No. 210

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota  
 OFFICE OF THE GOVERNOR  
 Bismarck

February 21, 1951

Members of the Senate  
 Thirty-Second Legislative Assembly  
 Senate Chambers  
 Bismarck, North Dakota  
 Gentlemen:

Today I have approved Senate Bills Numbers 11, 12, 16, 18, 19, 22, 24, 25, 29, 32 and 33.

These bills have been filed with the Secretary of State.

Sincerely yours,  
 NORMAN BRUNSDALE  
 Governor

Senator Schoeder requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Schoeder moved that the Senate reconsider its action whereby House Bill No. 753 was indefinitely postponed on committee report.

Senator Morgan moved that there be a call of the Senate, which motion prevailed.

Senator Morgan moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Solberg moved that further consideration of House Bill No. 753 be laid on the table, which motion was declared lost.

#### ROLL CALL

The question being on the motion of Senator Schoeder that the Senate reconsider its action whereby House Bill No. 753 was indefinitely postponed on committee report, the roll was called and there were ayes, 31; nays, 18; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Krenz	Sauer
Baeverstad	Leno	Schoeder
Bridston	Morgan	Schrock
Coghlan	Nordhougen	Shure
Dahl	O'Brien	Spiekermeier
Duffy	Page	Strand
Foss	Pyle	Streibel
Freed	Reinke	Thomas
Geelan	Rue	Welander
Klusmann	Sandness	Work
Knudson		

Those voting in the negative were:

Bilden	Fraser	Olson
Bjørlie	Haag	Solberg
Blume	Kamrath	Stucke
Day	Kusler	Torno
Dewing	Luick	Troxel
Feton	Nelson	Wahlund

So the motion was declared carried.

Senator Schoeder moved that House Bill No. 753 be placed on the calendar, which motion prevailed.

Senator Foss moved that House Bill No. 753 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 753

Which has been read.

Senator Duffy moved that House Bill No. 753 be amended as follows:

In line 5 of the reprinted bill after the word "set" delete the balance of the line and all of lines 6, 7 and 8, and insert in lieu thereof the following:

"for limited areas to be designated by the Governor, and such areas shall not be open to hunting with guns during such season."

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 753, as amended, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bridston	Krenz	Shure
Coghlan	Morgan	Spiekermeier

Dahl	Nordhougen	Strand
Duffy	Pyle	Stucke
Foss	Reinke	Torno
Freed	Rue	Work
Geelan	Sandness	
Those voting in the negative were:		
Bilden	Kamrath	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Streibel
Day	Luick	Thomas
Dewing	Nelson	Troxel
Feton	O'Brien	Wahlund
Fraser	Olson	Welander
Haag	Page	

So the bill passed and the title was agreed to.

Senator Stucke changed his vote from nay to aye for the purpose of reconsideration.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 22, 1951

Mr. President: I have the honor to return:

Senate Bill No. 83  
Senate Bill No. 89  
Senate Bill No. 91  
Senate Bill No. 127  
Senate Bill No. 129  
Senate Bill No. 130  
Senate Bill No. 132  
Senate Bill No. 137  
Senate Bill No. 138  
Senate Bill No. 227  
Senate Bill No. 228  
Senate Bill No. 229

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 22, 1951

Mr. President: I have the honor to transmit:

House Bill No. 556  
House Bill No. 566  
House Bill No. 571  
House Bill No. 611  
House Bill No. 613  
House Bill No. 636  
House Bill No. 651  
House Bill No. 693

House Concurrent Resolution "N"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 22, 1951

Mr. President: I have the honor to transmit:

House Bill No. 568  
House Bill No. 572  
House Bill No. 579  
House Bill No. 619

House Bill No. 632  
 House Bill No. 633  
 House Bill No. 647  
 House Bill No. 696

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 524, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$7,496,200.00 and insert the figure \$8,006,200.00 in lieu thereof.

In line 15 strike out the figure \$4,710,000.00 and insert the figure \$5,000,000.00 in lieu thereof.

In line 16 strike out the figure \$1,560,000.00 and insert the figure \$1,650,000.00 in lieu thereof.

In line 21 strike out the figure \$470,000.00 and insert the figure \$600,000.00 in lieu thereof.

In line 41 for the total strike out the figure \$7,496,200.00 and insert the figure \$8,006,200.00 in lieu thereof.

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 Appropriations to whom was referred House Bill No. 526, 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 Appropriations to whom was referred House Bill No. 528, 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 Appropriations to whom was referred House Bill No. 529, 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 Appropriations to whom was referred House Bill No. 530, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure \$46,900.00 and insert the figure \$52,900.00 in lieu thereof.

In line 8 strike out the figure \$20,000.00 and insert the figure \$24,000.00 in lieu thereof.

In line 10 strike out the figure \$6,000.00 and insert the figure \$8,000.00 in lieu thereof.

In line 16 for the total strike out the figure \$46,900.00 and insert the figure \$52,900.00 in lieu thereof.

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 Appropriations to whom was referred House Bill No. 531, 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 Education to whom was referred House Bill No. 577, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 586, 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 and Federal Government to whom was referred House Bill No. 629, 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. 637, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 650, 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 and Federal Government to whom was referred House Bill No. 652, 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 and Federal Government to whom was referred House Bill No. 653, 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 and Federal Government to whom was referred House Bill No. 665, 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 Judiciary to whom was referred House Bill No. 672, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 673, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 679, have had the same under consideration and recommend that the same be amended as follows:

In line 16 after the word "may" insert the following: "levy a tax not in excess of four mills on the dollar in any one year upon the assessed valuation of all property in the county,".

In line 17 strike out the word "annually".

In lines 20, 21 and 22 strike out the following: "levy a tax not in excess of four mills on the dollar in any one year upon the assessed valuation of all property in the county,"

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 and Federal Government to whom was referred House Bill No. 682, 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 Education to whom was referred House Bill No. 692, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 710, have had the same under consideration and recommend that the same do pass.

FRANKLIN PAGE, Chairman.



Senator Page 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. 714, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 715, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 721, have had the same under consideration and recommend that the same be amended as follows:

In line 7 after the word "budget" insert the following: "in whole or in part,"

Renumber the 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 Political Subdivisions to whom was referred House Bill No. 734, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 740, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 743, have had the same under consideration and recommend that the same be indefinitely postponed.

FRANKLIN PAGE, Chairman.

Senator Page moved that the report be adopted.

Senator Geelan made the substitute motion that House Bill No. 743 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 748, 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. 750, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 759, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 774, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

FRANKLIN PAGE, Chairman.

Senator Page 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. 779, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 791, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 798, have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 626, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "L," 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 and Federal Government to whom was referred House Concurrent Resolution

"M." 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.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

#### FIFTY-SECOND DAY

Bismarck, February 22, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. Edward Kary, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

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.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 22, 1951

Mr. President: I have the honor to return:

Senate Bill No. 111

Senate Bill No. 225

Senate Bill No. 245

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 22, 1951

Mr. President: I have the honor to return:

Senate Bill No. 9

Senate Bill No. 40

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### MOTIONS

Senator Nordhogen moved that the Senate Memorial Resolutions read in the joint session this afternoon be adopted by this Senate and printed in the Journal, which Resolutions were adopted by a standing vote.

#### SENATE MEMORIAL RESOLUTION "B"

Introduced by Senate Memorial Resolutions Committee

A memorial resolution for deceased members of the Senate of the state of North Dakota.

- 1 WHEREAS, since the adjournment of the thirty-first
- 2 legislative assembly, God in His wisdom has seen fit to
- 2a sum-
- 3 mon to eternal rest his servants and our former

3a colleagues:  
4 James Turner, who served in the tenth to the thirteenth  
5 legislative assemblies, inclusive, from the sixth district,  
6 died April 5, 1949, at the age of one hundred years,  
7 Louis C. Albrecht, who served in the thirteenth and  
8 fourteenth legislative assemblies, from the forty-fifth  
9 district, died June 13, 1949,  
10 Porter W. Eddy, who served in the twenty-second legis-  
11 lative assembly, from the twenty-third district, died  
12 October 20, 1949,  
13 Ole Ettestad, who served in the fifteenth to the  
14 twenty-second legislative assemblies, inclusive, from the  
15 forty-fifth district, died November 6, 1949,  
16 M. L. McBride, who served in the thirteenth to the  
17 sixteenth legislative assemblies, inclusive, from the  
18 thirty-first district, died January 16, 1950,  
19 Wesley McDowell, who served in the twelfth and  
19a thirteenth  
20 legislative assemblies, from the twenty-fourth district,  
21 died February 14, 1950,  
22 L. R. Baird, a Brigadier General in the army of the  
23 United States from 1940 to 1943, served in the seventeenth  
24 to twentieth legislative assemblies, inclusive, from the  
25 thirty-first district, died March 5, 1950,  
26 William Watt, who served in the twenty-first to the  
27 twenty-eighth legislative assemblies, inclusive, from the  
28 eleventh district, died in April, 1950,  
29 C. A. Ward, who served in the sixteenth to the  
29a nineteenth  
30 legislative assemblies, inclusive, from the twenty-sixth  
31 district, died in January, 1951,  
32 C. J. Olson, who served in the twenty-fourth legislative  
33 assembly, from the thirty-eighth district, died September  
34 12, 1949,  
35 J. H. Burkhart, who served in the twenty-second and  
36 twenty-third legislative assemblies, from the second  
37 district, died May 15, 1950, and  
38 WHEREAS, today, we as members of the Senate of  
38a the  
39 thirty-second legislative assembly of the state of North  
40 Dakota, pause to mourn the passing of our former  
40a colleagues  
41 and to honor their memories, and  
42 WHEREAS, these men rendered outstanding service to  
42a the  
43 people of this state by their contribution to their fellow  
44 men and their communities,  
45 NOW, THEREFORE, BE IT RESOLVED, BY THE  
45a SENATE  
46 OF THE THIRTY-SECOND LEGISLATIVE ASSEMBLY  
46a OF THE  
47 STATE OF NORTH DAKOTA, that we express our keen  
47a sorrow  
48 on their passing and our appreciation, on behalf of the  
49 people of North Dakota, of the loyal and devoted service  
49a of  
50 these, our former colleagues,  
51 BE IT FURTHER RESOLVED, that for the per-  
51a petuation of  
52 their memory, this token of respect and sympathy by  
52a their

53 successors in trust be printed in the Journal of the Senate  
 54 and that duly enrolled copies of this resolution be pre-  
 55 sented by the Secretary of State to the surviving families  
 56 of these deceased senators.

#### SENATE MEMORIAL RESOLUTION "C"

Introduced by Senate Memorial Resolutions Committee

A memorial resolution in honor of former Congressmen  
 William Lemke and Charles R. Robertson.

1 Since the adjournment of the thirty-first legislative as-  
 2 sembly, two of North Dakota's most honored citizens,  
 2a former  
 3 Congressmen William Lemke and Charles R. Robertson,  
 3a have  
 4 laid down their labors on this earth and passed to eternal  
 5 rest.

6 William Lemke was born at Albany, Minnesota,  
 6a August 13,  
 7 1878. He attended public school and the Universities of  
 8 North Dakota, Georgetown, and Yale, and practiced  
 8a law at  
 9 Fargo. He was chairman of the Republican state central  
 9a com-  
 10 mittee from 1916 to 1920. In 1921 he served as attorney  
 11 general of the state. He was elected to the seventy-third,  
 12 seventy-fourth, seventy-fifth, seventy-sixth, seventy-  
 12a eight,  
 13 seventy-ninth, and the eightieth Congresses. He died  
 14 May 30, 1950.

15 Charles R. Robertson was born September 5, 1887, on a  
 16 farm near Madison, Wisconsin, and was educated in the  
 16a public  
 17 schools of Wisconsin and Parker College. He was a well  
 17a known  
 18 business man and operated stores in Valley City,  
 18a Jamestown,  
 19 Wahpeton, and Bismarck. In 1940 he was a delegate to the  
 20 National Republican Convention in Philadelphia. He was  
 21 elected to the Congress of the United States in 1940 and  
 22 again in 1944, and 1948. He died February 18, 1951.

23 NOW, THEREFORE, BE IT RESOLVED BY THE  
 23a SENATE  
 24 OF THE THIRTY-SECOND LEGISLATIVE ASSEM-  
 24a BLY OF THE  
 25 STATE OF NORTH DAKOTA, that we express our  
 25a heartfelt

26 appreciation of the years of public service to the state  
 27 of North Dakota by these distinguished citizens and that  
 28 at this time we pause in our deliberations to pay tribute  
 29 to their honored memory.

30 BE IT FURTHER RESOLVED, that this resolution be  
 31 entered in the Journal of the Senate of this legislative  
 32 assembly as a memorial and that properly executed copies  
 33 be transmitted by the Secretary of State to the surviving  
 34 families.

Senator Morgan moved that the Senate do now recess until  
 12:30 p.m., February 23, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-SECOND DAY AFTER RECESS  
AND FIFTY-THIRD DAY

Bismarck, February 23, 1951

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 556  
House Bill No. 566  
House Bill No. 568  
House Bill No. 571  
House Bill No. 572  
House Bill No. 579  
House Bill No. 611  
House Bill No. 613  
House Bill No. 619  
House Bill No. 632  
House Bill No. 633  
House Bill No. 636  
House Bill No. 647  
House Bill No. 651  
House Bill No. 693  
House Bill No. 696

House Concurrent Resolution "N"

And the President signed the same in the presence of the Senate.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9  
Senate Bill No. 40

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 9  
Senate Bill No. 40

And the President signed the same in the presence of the Senate.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 83  
 Senate Bill No. 89  
 Senate Bill No. 91  
 Senate Bill No. 127  
 Senate Bill No. 129  
 Senate Bill No. 130  
 Senate Bill No. 132  
 Senate Bill No. 137  
 Senate Bill No. 138  
 Senate Bill No. 227  
 Senate Bill No. 228  
 Senate Bill No. 229

Were delivered to the Governor for his approval at the hour of 1 o'clock, p.m., February 23, 1951.

W. R. BLUME, Chairman.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 644, have had the same under consideration and recommend that the same do pass.

O. E. BILDEN, Chairman.

Senator Bilden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 683, 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 and Federal Government to whom was referred House Bill No. 684, have had the same under consideration and recommend that the same be amended as follows:

Strike out the brackets in lines 28 and 29.

In line 30 strike out the word "approximate" and insert in lieu thereof the word "approximately".

Strike out the brackets in line 62.

In line 68 after the word "Duties" insert the following "Where the cost of altering, repairing, or constructing any building exceeds the sum of one hundred thousand dollars".

In line 69 change the capital "T" to a small "t".

In line 74 after "48-0202." insert the following "Where the cost is one hundred thousand dollars or less the governing board shall employ the architect furnishing the plans, or some other suitable person who shall be a practical mechanic and builder with four years experience, as superintendent of construction."

In line 74 strike out the word "He" and insert in lieu thereof "The superintendent of construction"

Strike out the bracket in line 75.

Strike out the bracket in line 77 and insert in lieu thereof a comma, and strike out the word "He" and insert in lieu thereof the word "and".

Strike out the brackets in lines 79 and 80.

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 Agriculture to whom was referred House Bill No. 756, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 795, have had the same under consideration and recommend that the same do pass.

OLIVER BILDEN, Chairman.

Senator Bilden moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Sandness requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Sandness moved that House Concurrent Resolution "D" be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Troxel moved that the House be requested to return Senate Bill No. 242, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 670

House Bill No. 785

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 556

House Bill No. 566

House Bill No. 568

House Bill No. 571

House Bill No. 572

House Bill No. 579

House Bill No. 611

House Bill No. 613

House Bill No. 619

House Bill No. 632

House Bill No. 633

House Bill No. 636

House Bill No. 647

House Bill No. 651



House Bill No. 693  
 House Bill No. 696  
 House Concurrent Resolution "N"  
 Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, February 23, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9  
 Senate Bill No. 40

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to House Bill No. 503 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to House Bill No. 506 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to House Bill No. 524 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to House Bill No. 530 be adopted, which motion prevailed.

Senator Day moved that the amendments to House Bill No. 565 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 584 be adopted, which motion prevailed.

Senator Day moved that the amendments to House Bill No. 599 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 609 be adopted, which motion prevailed.

Senator Rue moved that the amendments to House Bill No. 679 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 707 be adopted, which motion prevailed.

Senator Reinke moved that the amendments to House Bill No. 708 be adopted, which motion prevailed.

Senator Rue moved that the amendments to House Bill No. 721 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to House Bill No. 732 be adopted, which motion prevailed.

Senator Dahl moved that the amendments to House Bill No. 788 be adopted, which motion prevailed.

#### MOTIONS

Senator Stucke moved that the vote by which House Bill No. 753 was passed be reconsidered, which motion prevailed.

Senator Solberg moved that further consideration of House Bill No. 753 be indefinitely postponed, which motion prevailed.

Senator Page moved that the House be requested to return Senate Bill No. 203, which motion prevailed.

#### FIRST READING OF SENATE RESOLUTIONS

Senators Bjorlie and Schoeder introduced:

Senate Resolution No. 6. A Resolution Directing the Leg-

islative Research Committee to Make a Comprehensive Study Concerning the Mineral Laws in This State.

Was read the first time and referred to the Committee on Agriculture.

Senators Solberg, Duffy and Stucke introduced:

Senate Resolution No. 7. A Resolution Asking Congress to Amend the Federal Statutes to Permit the Taking of Lands Needed for River Development by Purchase or Condemnation Without Acquiring Natural Liquid Mineral, Oil or Gas Rights Therein.

Was read the first time and referred to the Committee on State and Federal Government.

Senators Duffy and Reinke introduced:

Senate Resolution No. 8. A Resolution Requesting an Extension of the Hunting Season for Migratory Water-fowl.

Was read the first time and referred to the Committee on Natural Resources.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

Senate Bill No. 203

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

Senate Bill No. 242

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Bill No. 502

Which has been read.

#### 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:

Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Schrock
Blume	Knudson	Shure
Bridston	Krenz	Solberg
Coghlan	Kusler	Spiekemeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work

Absent and not voting:

Anderson	Page	Sandness
Nelson		

So the bill passed and the title was agreed to.

House Bill No. 525

Which has been read.

#### 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:

Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhogen	Thomas
Feton	Olson	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Those voting in the negative were:

O'Brien	Page
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Absent and not voting:

Anderson

So the bill passed and the title was agreed to.

House Bill No. 527

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Klusmann	Rue
Bilden	Knudson	Sandness
Bjorlie	Krenz	Sauer
Blume	Luick	Schrock
Bridston	Morgan	Shure
Coghlan	O'Brien	Strand
Dahl	Page	Wahlund
Duffy	Pyle	Welander
Feton	Reinke	Work
Freed		

Those voting in the negative were:

Dewing	Leno	Spiekemeier
Fraser	Nelson	Streibel
Geelan	Nordhogen	Stucke
Haag	Olson	Thomas

Kamrath	Schoeder	Torno
Kusler	Solberg	Troxel

Absent and not voting:

Anderson	Day	Foss
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So the bill passed and the title was agreed to.

House Bill No. 536

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson	Bridston
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So the bill passed and the title was agreed to.

House Bill No. 551

Which has been read.

#### 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:

Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Coghlan	Leno	Solberg
Dahl	Luick	Spiekemeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Anderson                      Bridston

So the bill passed and the title was agreed to.

Senator Foss requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Foss moved that the House be requested to return House Bill No. 670, which motion prevailed.

Senator Pyle moved that the House be requested to return House Bill No. 785, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 537, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 620, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 634, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 666, have had the same under consideration and recommend that the same be amended as follows:

After line 28 insert the following:

5. Nor unless provision be made in at least one-half of the parking meters for two hours parking at not to exceed ten cents.

Renumber the lines accordingly.

And when so amended recommend the same be placed on the calendar without recommendation.

G. I. FETON, Chairman.

Senator Fetton 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. 671, 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 "docketing", add a comma and the words "and declaring an emergency."

After line 26, add the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force

and effect from and after its passage and approval.”

Number the additional lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 728, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 729, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 735, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 738, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 739, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 760, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke 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. 764, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 793, 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 PROMOTE THE PROSPERITY OF THE POTATO INDUSTRY OF NORTH DAKOTA; TO PROVIDE FOR THE ESTABLISHMENT OF POTATO PRODUCTION AREAS, AND WITHIN SUCH AREAS TO PROVIDE FOR THE COLLECTION OF FEES BY THE USE OF POTATO PROMOTION STAMPS OR OTHERWISE; AND THE REGULATION OF CERTAIN MARKETING PRACTICES; TO PROVIDE FOR REFERENDUM ELECTIONS BY POTATO GROWERS; TO PROVIDE FOR THE APPOINTMENT OF A NORTH DAKOTA POTATO DEVELOPMENT COMMISSION, AND THE APPOINTMENT OF A BOARD OF CONTROL FOR EACH ESTABLISHED AREA; TO PROVIDE FOR THE ADMINISTRATION OF THIS ACT BY THE SAID POTATO DEVELOPMENT COMMISSION AND SUCH BOARD OF CONTROL; TO PERMIT COOPERATION WITH STATE OR PRIVATE AGENCIES, INCLUDING THOSE OF OTHER STATES AND THE FEDERAL GOVERNMENT; PROVIDING FOR THE DISBURSEMENT OF FUNDS; AND PRESCRIBING PENALTIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NORTH DAKOTA:

Section 1. This Act shall be known as the Potato Improvement, Marketing and Advertising Act of North Dakota.

Section 2. Policy.) (a) It is hereby declared that the production, preparing for market and marketing of Irish potatoes in North Dakota is important to the health, peace, safety and general welfare of the people of the State of North Dakota. Economic waste is being fostered in the potato industry in North Dakota by lack of better methods of production, processing and marketing of potatoes and by lack of advertising and promoting better markets for potatoes produced in the State; and the inability of individual producers and shippers to develop better methods and new and larger markets for North Dakota potatoes; resulting in unreasonable and unnecessary waste of the agricultural and human resources of the State. Such conditions and the accompanying waste jeopardize the future continued production of an important food supply for the people of the State and jeopardize the future and continued employment of local human resources within the State and prevent potato producers and people they employ from obtaining a fair return for their labor, their farms, and the potatoes which they produce. As a consequence, the purchasing power of potato producers, potato shippers, and the person within their employ has been and may continue to be in the future, unless such conditions are remedied, low in relationship to that of persons engaged in other gainful occupations within the State. Potato producers, potato packers and shippers and the person within their employ are thereby prevented from maintaining a proper standard of living and from contributing their fair share to the support of the necessary governmental and educational functions thus tending to increase unfairly the tax burdens of other citizens of the State.

(b) These conditions vitally concern the health, peace, safety and general welfare of the people of this State. It is hereby declared to be the policy of this State to aid potato producers, potato shippers and the general welfare of the

communities within the area in preventing economic waste and unemployment, and in the production, processing and marketing of potatoes, to develop new and better varieties of potatoes, more efficient and equitable methods of producing and marketing of potatoes and to preserve this opportunity for employment of workers within the producing area, and to aid in restoring and maintaining their purchasing power at a more adequate, equitable and reasonable level.

(c) The production, processing and marketing of potatoes within the state of North Dakota is hereby declared to be affected with a public interest. The provisions of this Act are enacted in the exercise of the police powers of this State for the purposes of protecting the health, peace, safety and general welfare of the people of this State.

Section 3. Purposes.) The purposes of this Act are:

(a) To enable the potato producers and shippers of this State to better meet the competition from other states who are conducting potato improvement, marketing and advertising programs.

(b) To establish and promote orderly marketing of potatoes, to provide for potato inspection by the established Federal-State inspection service or the use of special permits or identification to permit storage or processing in transit, and to provide methods and means for ascertaining and developing better methods of producing and marketing potatoes.

(c) To provide means and methods for the development of new and larger markets for potatoes grown within the State.

(d) To eliminate or reduce the economic waste in production, packing and marketing of potatoes grown within the State.

Section 4. Definitions.)

(a) The term "potatoes" as used in this Act means any and all white Irish potatoes produced or handled within the State.

(b) "Producer" means any person engaged in the business of producing or causing to be produced for market any potatoes within the State.

(c) "Handler" means and includes any person in the business of buying, receiving, selling or shipping potatoes for profit or remuneration.

(d) "Person" means individual, partnership, corporation, association, grower or any other business unit.

(e) The term "grower" means any person who grows or shares in the ownership of potatoes grown for market on one or more acres.

(f) "Commission" means the North Dakota Potato Development Commission.

(g) The term "commission's order" means any order issued by the Commission pursuant to this Act, prescribing rules and regulations pertaining to the collection of fees and disbursement of funds and restricting or regulating the sale of cull potatoes.

(h) The term "cull potatoes" means any potatoes which because of quality, condition, or size, fail to meet any of the standard classifications described in the official United States and/or North Dakota regulations as applied to potatoes.



(i) The term "processing" means receiving, grading, packing and/or loading potatoes in preparation for marketing or offering on the market. The term "processor" means any person engaged within this state in any of such activities.

Section 5. Potato Development Commission.) The Governor shall appoint a Commission to be known as the North Dakota Potato Development Commission, to consist of three members, one of whom shall, at the time of his appointment, be the President of the North Dakota Certified Seed Potato Growers Association, and one of whom shall, at the time of his appointment, be either the President or the Vice President of the Red River Valley Potato Growers Association. The term of office of the members of the Commission shall be one year from and after the first day of July in each year.

Section 6. Powers of Commission.) (a) The Commission shall administer and enforce the provisions of this Act and shall have and may exercise any or all of the administrative powers conferred by this Act, except such as are herein given to the Board of Control. In order to effectuate the declared purposes of this Act, the Commission is hereby authorized to issue, administer and enforce the provisions of the Commission's Orders hereunder regulating the shipment of cull potatoes and the collection of fees (not exceeding one cent per hundredweight of potatoes shipped), and the disbursement of funds as provided in this Act.

(b) Whenever the Commission has reason to believe that the issuance of a Commission's Order will tend to affect the declared policy of this Act with respect to potatoes, it shall give due notice of and an opportunity for a public hearing upon a proposed Commission's Order.

(c) Due notice of any hearing called for such purpose shall be given to all persons, who may be directly affected by any action of the Commission pursuant to the provisions of this Act, and whose names appear upon lists to be filed by such potato industry with the Commission. Such hearing shall be open to the public. All testimony shall be received under oath and a full and complete record of all proceedings at any such hearing shall be made and filed by the Commission in the office of the Attorney General.

(d) In order to effectuate the declared policy of this Act, the Commission shall have the power, after due notice and opportunity for hearing, to prepare a Commission's Order and submit same to the potato industry for approval. Such order shall not become effective unless it is approved in a public referendum by at least  $\frac{2}{3}$  of the potato growers voting in such referendum. The provisions of such Commission's Order shall be only those provisions provided for in Section 7 of this Act.

Section 7. Board of Control.) (a) Any Commission's order issued pursuant to this Act shall provide for the establishment of a Board of Control to administer such Order in accordance with its terms and provisions. The members of the Board of Control shall be appointed by the Commission from nominations submitted by the industry within the affected area and shall hold office until the expiration of term or until such appointment is withdrawn by the Commission for cause. Such Board of Control shall consist of seven members to be selected by the Commission from the nominees submitted by the potato industry, and, in addition the Commis-

sioner of Agriculture and Labor, the State Seed Commissioner and the Director of the Experiment Station shall be ex officio members. The ex officio members shall meet with the Board and act in an advisory capacity but shall have no vote. The term of office of the appointed members shall be two years from and after July 1, except that of the first seven members appointed, four shall serve for two years and three shall serve for one year. The potato industry shall submit nominations of at least two names for each position to be filled on such Board.

(b) No member of any such board shall receive a salary but each shall be entitled to his actual expenses incurred while engaged in performing his duties herein authorized. The Commission may authorize such board to employ necessary personnel, including an attorney approved by the Attorney General, fix their compensation and terms of employment, and to incur such expenses, to be paid by the Board of Control from monies collected as herein provided, as the Commission may deem necessary and proper to enable such Board properly to perform such of its duties as are authorized herein. The powers and duties of any such Board of Control shall be administrative only and shall include only the following:

- (1) Subject to the approval of the Commission to administer such Commission's Orders.
- (2) To recommend to the Commission administrative rules and regulations relating to the Commission's Orders.
- (3) To receive and report to the Commission complaints of violations of the orders.
- (4) To recommend to the Commission for its approval an estimated budget of expense necessary for the operation of any Commission's order established by authority of this Act; and also submit for approval a method of assessing and collecting such funds as the Commission may find necessary for the administration of such orders.
- (5) To recommend to the Commission amendments to the Commission's orders.
- (6) To assist the Commission in the collection of such necessary information and data as the Commission may deem necessary to the proper administration of this Act.

#### Section 8. Commission's Orders.)

(a) In accordance with the provisions, restrictions and limitations set forth herein any order issued by the Commission pursuant to this Act may contain any or all of the following provisions, but no others:

- (1) Provisions for entering into contracts with corporations, organizations, or agencies which have facilities, personnel or knowledge which in the opinion of the Board of Control would make such corporation, organization or agency competent to carry out the program or portions thereof outlined by the Board of Control and recommend to the Commission payment for such services from the funds collected by the Board under the Commission's order.
- (2) Provision for the compulsory inspection by the established Federal-State inspection service, and/or special permit or identification to allow for storage or processing in transit.
- (3) Provisions for establishment of plans for research and advertising and sales promotion to create new and larger

markets for potatoes grown in the State of North Dakota, provided that any such plans shall be directed towards increased sale of potatoes without reference to a particular brand or trade name which is the private property of any person.

(4) Provisions for prohibiting the sale or offering for sale or shipment of cull potatoes on the commercial market, except such potatoes as carry the official tag or other official designation of the North Dakota Seed Certification Department.

(5) Provisions authorizing the control board to obtain a special mark or insignia and establishing rules, regulations governing its use and making the same available to any and all potato producers, or handlers, who are willing to abide by such rules and regulations. Such mark or insignia may be copyrighted in the name of the control board and can be used only on specific permission granted by the control board.

(6) Provisions for entering into cooperative arrangements with organizations or state and federal agencies, including those of other states, whenever, in the opinion of the Board of Control and the Commission, such cooperative arrangements will assist in furthering the declared policies of this Act, and to make payment from the funds collected under this Act to such cooperative arrangement.

(7) Provisions fixing fees and the method of collecting the same as hereinafter provided.

(b) Any order established under this Act may be terminated in the following manner: a petition signed not later than July 1st in any year by at least 150 potato growers living in the counties covered by the program of which there are at least five growers from each county signing, will make it mandatory upon the Commission to call a meeting of potato growers at a central point. If the meeting has a total attendance of at least 150 potato growers made up of not less than five from each county, and if two-thirds of the growers attending such meeting vote in favor of a referendum, the Commission shall arrange for a referendum. If a majority of the growers voting at such referendum election favor a termination of the order, the order shall be terminated within thirty days after the results of the referendum are determined.

(c) Upon the issuance of any Commission's Order, or any suspension, amendment or termination thereof, a notice shall be posted on a public bulletin board to be maintained by the Control Board at its office and a copy of such notice shall be published in a newspaper of general circulation published in the area to which the order applies and in such other newspaper or newspapers as the Commission may prescribe. No order or any suspension, amendment or termination thereof shall become effective until the termination of a period of five (5) days from the date of such posting and publication. It shall also be the duty of the Commission to mail a copy of the notice of said issuance to all persons, directly affected by the terms of such order, suspension, amendment or termination, whose names and addresses may be on file in the office of the Board of Control and to every person who files in the office of the Board of Control a written request for such notice.

Section 10. Budgeting and collection of fees.)

(a) For the purpose of providing funds to defray the necessary expenses incurred by the Board of Control in the formation issuance, administration and enforcement of any order issued by the Commission hereunder, the Board of Control shall prepare the necessary budget for the cost of same. Likewise the Board shall prepare a budget for administration and operating cost and expenses, including amounts to be spent for research and development work, for advertising, sales promotion and for contractual operations, whenever, in its judgment, such contracts are most desirable to carry out the declared provisions of the order. Both budgets, with the provision for collection of such necessary fees, the time and conditions of such payment, and in no case to exceed one cent (1c) per hundredweight of all potatoes sold or shipped within the area covered by the order, shall be subject to approval by the Commission. Each and every person engaged in the production, processing or handling of potatoes sold or shipped within the State and directly affected by any order issued pursuant to this Act shall pay to the Control Board at such time and in such manner prescribed by the order as adopted an assessment covering the budgets provided by this Act. That fraction which the general budget shall have allocated to advertising and promotion of all fees which are collected upon certified seed potatoes shall be remitted to the State Seed Commissioner for disbursement by him for the advertisement and promotion of North Dakota certified seed potatoes as provided for by Section 4-1013 of the 1949 Supplement to the Revised Code of 1943, or amendments thereof.

(b) The Board of Control may require each and every producer, processor, distributor or handler directly affected by any marketing order to deposit with him in advance, an amount based upon the estimated gross dollar volume of sales by such producer or the dollar volume of purchases or amounts handled by such processor, distributor or handler during the period or periods covered by such Commission's order. At the close of such period or periods, the sum so deposited shall be adjusted to the amount which is chargeable against such producer, processor, distributor or handler upon the basis of the actual gross dollar volume or sales by such producer or actual dollar volume of purchases or amount handled by such processor, distributor or handler during such period or periods. The Commission shall have the power, if deemed feasible, to provide by order for the issuance of "Potato Promotion Stamps" to be purchased from the Board of Control and to be affixed or attached to the containers, invoices, shipping documents, inspection certificates, releases or receiving receipts or tickets, or such other containers or records as may adequately provide notice that such tax has been paid, and for the cancellation of such stamps and all regulations to be followed in connection therewith.

(c) The commission shall prescribe the rules and regulations with respects to the assessment and collection of such funds for such purposes.

(d) Any monies collected by the control board or its authorized employees shall be deposited in a bank or banks approved by the Commission and may be disbursed by the Board of Control or its authorized representative for the actual expenses incurred in carrying out the provisions of

the order. All persons authorized to control, handle or disburse such funds, shall provide bond in such manner and in such amount as required by the Commission.

Section 11. AREAS.) Orders issued by the Commission under this Act may be limited in their application by prescribing the areas or portions of the State in which a particular order shall be effective. Provided, that no order shall be issued by the Commission unless it embraces all persons of a like class in a given area who are engaged in processing, production or marketing potatoes.

Section 12. ENFORCEMENT.)

(a) The Commission and the Board of Control shall be responsible for the administration and enforcement of this Act.

(b) All fees herein provided for shall be collectible by the Board of Control through civil action; and injunction shall be available as a remedy for the violation or to prohibit future avoidance or violation of any orders issued pursuant to this Act. Violations of this Act, or any Commission's Order issued pursuant thereto, shall be punishable by a fine of not to exceed One Hundred Dollars (\$100.00) or confinement in the County Jail for not to exceed thirty days. The State's Attorney of each county within the affected area shall represent the Board of Control and assist in the collection of fees and the enforcement of this Act and orders issued pursuant to this Act.

(c) Upon the filing of a verified complaint charging violation of any provisions of this Act or of any provisions of any order issued by the Commission hereunder, and prior to the institution of any court proceeding authorized hereinafter, the Board of Control may in its discretion refer the matter to the Attorney General or any State's Attorney of this State for action pursuant to the provisions of this Act, or call a hearing to consider the charges set forth in such verified complaint. In such case, the Board of Control shall cause a copy of such complaint together with a notice of the time and place of hearing of such complaint, to be served personally, or by mail, upon the person or persons named as respondent or respondents therein. Such service shall be made at least three days before said hearing shall be held in the city or town in which is situated the principal place of business of the respondent, or in which the violation complained of is alleged to have occurred, at the discretion of the Board. At the time and place designated for such hearing, the Board of Control or its agents shall hear the parties to said complaint and shall enter in the office of the Attorney General at Bismarck, its findings based upon facts established at such hearing.

(d) If the Commission finds that no violation has occurred, it shall forthwith dismiss such complaint and notify the parties to such complaint.

(e) If the Commission finds that a violation has occurred it shall so enter its findings and notify the parties to such complaint. Should the respondent or respondents thereafter fail, neglect or refuse to desist from such violation, within the time specified by the Commission, the Commission may thereupon file a complaint against such respondent or respondents in a court of competent jurisdiction as set forth hereinafter.

(f) Each State's Attorney of this State may, upon his own initiative, and shall upon any complaint of any person if, after investigation, he believes a violation to have occurred, bring a criminal action in the proper court in his district in the name of the people of this State against any person violating any provision of this Act or of any order duly issued by the Commission hereunder.

(g) The Board of Control, upon approval of the Attorney General of this State, may if, after investigation he believes a violation to have occurred, bring an action in the name of the people of this State in the proper court of the State of North Dakota for an injunction against any person violating any provisions of this Act or any order duly issued by the Commission hereunder.

(h) The Court may issue a temporary restraining order and preliminary injunction as in other actions for injunctive relief and upon trial of such action and, if judgment be in favor of the plaintiff, the court shall permanently enjoin defendant from further violations.

(i) The judgment, if in favor of the plaintiff, shall provide that the defendant pay to the plaintiff reasonable costs of such suit including attorney's fees incurred by the Board of Control in the prosecution of such action.

(j) Any such action may be commenced either in the County where defendant resides, or where any act or omission or part thereof complaint thereof occurred.

(k) The penalties and remedies herein prescribed with respect to any violation mentioned herein shall be concurrent and alternative and neither singly nor combined shall the same be exclusive and either singly or combined the same shall be cumulative with any and all other civil, criminal or administrative rights, remedies, forfeitures or penalties provided or allowed by law with respect to any such violation.

Section 12. Any assessment herein levied, in such specified amount as may be determined by the Commission pursuant to the provisions of this Act shall constitute a personal debt of every person so assessed and shall be due and payable to the Board of Control when payment is called for by the Board. In the event of failure of such person or persons to pay any such assessment upon the date determined by the Board, the Board may file a complaint against such person or persons in a state court of competent jurisdiction for the collection thereof, as provided in Section 11.

Section 13. Responsibility of Board and Employees.) The members of any such Board of Control duly appointed by the Commission, including employees of such board, shall not be held responsible individually in any way whatsoever to any producer, processor, distributor or other handler or any other person for errors in judgment, mistakes, or other acts, either of commission or omission, as principal, agent, person or employee, except for their own individual acts of dishonesty or crime. No such person or employee shall be held responsible individually for any act or omission of any other member of such board. The liability of the members of such board shall be several and not joint and no member shall be liable for the default of any other member.

Section 14. Records to be kept and furnished.)

(a) The Board of Control may require any and all pro-

cessors, or distributors subject to the provisions of any marketing order issued pursuant to this Act, to maintain books and records reflecting their operations under said marketing order, and to furnish to the Board of Control or his duly authorized or designated representatives, such information as may be from time to time requested by them relating to operations under any such order, and to permit the inspection by said Board of Control or its duly authorized or designated representatives, of such portions of such books and records as relate to operations under said marketing order.

(b) Information obtained by any person hereunder shall be confidential and shall not be by him disclosed to any other person save to a person with like right to obtain the same or any attorney employed to give legal advice thereupon, or by court order.

(c) For the purpose of carrying out the purposes of this Act, the Commission and/or the Board of Control may hold hearings, take testimony, administer oaths, subpoena witnesses and issue subpoenas for the production of books, records, or documents of any kind.

(d) No person shall be excused from attending and testifying or from producing documentary evidence before the Commission or Board of Control in obedience to the subpoena of the Commission or Board of Control on the ground or for the reason that the testimony or evidence, documentary, or otherwise, required by him may tend to incriminate him or subject him to a penalty or forfeiture. But no natural person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he may be so required to testify, or produce evidence, documentary or otherwise, before the Commission or Board of Control in obedience to a subpoena issued by him. Provided, that no natural person so testifying shall be exempt from prosecution and punishment for perjury committed in so testifying.

Section 15. Deposit Required.)

(a) Prior to the issuance of any marketing order by the Commission, under this Act, the Commission may require the applicants therefor to deposit with it such amount as the Commission may deem necessary to defray the expenses of preparing and making effective such marketing order. Such funds shall be received, deposited and disbursed by the Commission in accordance with the provisions as set forth in Section 9 hereof.

(b) The Commission may reimburse the applicant in the amount of any such deposit from any funds received by the Commission pursuant to the provisions of Section 9.

And when so amended recommend the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel 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. 797, have had the same under consideration and recommend that the same do pass.

CARROLL E. DAY, Chairman.

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 803, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title of the bill, strike out the word "twenty" and insert in lieu thereof the word "ten".

In section 1, line 2, strike out the word "TWENTY" and insert the word "TEN" in lieu thereof.

In line 5, strike out the word "twenty" and insert the word "ten" in lieu thereof, and add a comma at the end of the line.

Following line 21 insert the following:

"SECTION 2.) When a city has entered into an agreement pursuant to the provisions of this Act, under the terms of which the contract for such work is to be let by the state highway department or by the board of county commissioners, or by both jointly, the portion of the cost of the project to be borne by the owners of the property benefited thereby shall not exceed twenty percent of the total cost thereof. The governing body of such city, after taking steps to create the special improvement district or districts, as the case may be, may dispense with the balance of the requirements relating to plans for, bids upon, contracts for the construction of, and any other steps leading up to the construction of an improvement by the special assessment method. Upon the completion of such work, the governing body of the city shall cause to be certified to the special assessment commission that portion of the cost of the project to be borne by the property owners within each special improvement district, and the assessment of such amount to the owners of the property benefited shall be made as in other cases provided for in chapter 40-33 of the North Dakota Revised Code of 1943 as the same may be amended from time to time."

Change "SECTION 2" to "SECTION 3".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bills No. 670 and 785.

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Bill No. 606

Which has been read.

#### 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:

Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder



Blume	Krenz	Schrock
Coghlan	Kusler	Shure
Dahl	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work
Haag	Reinke	

Absent and not voting:

Anderson	Sandness	Streibel
Bridston	Strand	

So the bill passed and the title was agreed to.

House Bill No. 621

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reinke
Bilden	Klusmann	Rue
Blume	Knudson	Sauer
Bridston	Krenz	Schrock
Coghlan	Luick	Shure
Dewing	Morgan	Solberg
Duffy	Nordhougen	Torno
Feton	O'Brien	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work

Those voting in the negative were:

Bjorlie	Leno	Spiekermeier
Dahl	Nelson	Stucke
Geelan	Olson	Thomas
Haag	Schoeder	Troxel
Kusler		

Absent and not voting:

Anderson	Foss	Strand
Day	Sandness	Streibel

So the bill passed and the title was agreed to.

House Bill No. 639

Which has been read.

#### 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:

Baeverstad	Haag	Reinke
Bilden	Kamrath	Rue
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Schrock
Coghlan	Kusler	Shure
Dahl	Leno	Solberg

Day	Luick	Spiekermeier
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work
Absent and not voting:		
Anderson	Strand	Streibel
Sandness		

So the bill passed and the title was agreed to.

Senator Pyle moved that the title to House Bill No. 639 be amended as follows: In line two strike out the words "providing for the licensing," and strike all of line 3 and the word "hire" in line four. Which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 625 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Laske, Snow and Walster.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to return:

Senate Bill No. 203

Senate Bill No. 242

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to return:

House Bill No. 670

House Bill No. 785

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

Senator Foss requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Foss moved that the vote by which House Bill No. 670 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Day moved that House Bill No. 670 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 670

Which has been read.

Senator Day moved that House Bill No. 670 be amended as follows: In line 11 of the printed bill that the word "evaluation" and the comma be stricken. Which motion prevailed.

Senator Day moved that House Bill No. 670 be placed at the foot of the calendar, which motion was lost.

Senator Day moved that House Bill No. 670 be further amended as follows: Strike out the word "or" at the end of line 13; strike out the words "supervision of construction" in line 14; in line 20 strike out everything after the word "designing", and in line 21 strike out everything up to the second word "of". Which motion prevailed.

Senator Morgan moved that House Bill No. 670 be further amended as follows: In line 13 strike out the word "aesthotic" and the comma. Which motion prevailed.

Senator Blume moved that House Bill No. 670 be indefinitely postponed, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Troxel moved that a Conference Committee be appointed on House Bill No. 625, which motion prevailed.

The President appointed Senators Nordhougen, Pyle and Klusmann as a Conference Committee on House Bill No. 625.

Senator Page moved that the Senate reconsider the action by which Senate Bill No. 203 was passed, which motion prevailed.

Senator Page moved that Senate Bill No. 203 be withdrawn, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the President appointed a conference committee to act with a like committee of the House, on House Bill No. 625 Senators: Nordhougen, Pyle and Klusmann.

W. J. TROUT, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to return:

Senate Bill No. 195  
Senate Bill No. 208  
Senate Bill No. 222  
Senate Bill No. 239  
Senate Concurrent Resolution "I"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to return:

Senate Bill No. 3  
Senate Bill No. 21  
Senate Bill No. 47  
Senate Bill No. 61  
Senate Bill No. 90  
Senate Bill No. 101  
Senate Bill No. 106  
Senate Bill No. 107  
Senate Bill No. 112  
Senate Bill No. 113  
Senate Bill No. 124  
Senate Bill No. 128

Senate Bill No. 139  
 Senate Bill No. 145  
 Senate Bill No. 149  
 Senate Bill No. 151  
 Senate Bill No. 153  
 Senate Bill No. 156  
 Senate Bill No. 171  
 Senate Bill No. 176

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 23, 1951

Mr. President: I have the honor to return:

Senate Bill No. 2, which the House has amended as follows:

On line 4 strike out the figure \$328,301.00 and insert in lieu thereof the figure "\$334,800.00".

In the engrossed bill insert the following as line 28½:

"2. Transformer .....\$1,500.00"

On line 31 strike out the figure \$15,000.00 and insert in lieu thereof the figure "\$20,000.00".

On line 42 strike out the figure \$378,300.00 and insert in lieu thereof the figure \$334,800.00".

Senate Bill No. 7, which the House has amended as follows:

On line 4 strike out the figure \$547,200.00 and insert in lieu thereof the figure "\$562,405.00".

On line 11 strike out the figure \$230,000.00 and insert in lieu thereof the figure "\$243,260.00".

On line 31 strike out the figure \$4,000.00 and insert in lieu thereof the figure "\$5,000.00".

In the engrossed bill insert as line 61½ the following:

"15. Motor Driven Feed Pump .....\$925.00".

On line 65 strike out the figure \$585,220.00 and insert in lieu thereof the figure "\$600,405.00".

Senate Bill No. 17, which the House has amended as follows:

On line 3 of the engrossed bill strike out the figure \$528,000.00 and insert in lieu thereof the figure "\$553,000.00".

On line 24 strike out the figure \$25,000.00 and insert in lieu thereof the figure "\$50,000.00".

Insert as lines 25, 26, 27 and 28 the following language:

"Provided: That if after one year of the biennial period it is apparent there shall be a substantial unused balance in the emergency fund, \$25,000.00 of said fund may be used for greenhouse construction."

Change line 25 of the engrossed bill to read 29 and strike out the figure \$528,000.00 inserting in lieu thereof the figure "\$553,000.00".

Senate Bill No. 55, which the House has amended as follows:

Section 1—line 28, insert after the word awarded, "over and above claimants award by bureau plus cost of such litigation".

Re-number the lines accordingly.

Senate Bill No. 158, which the House has amended as follows:

In line 15 strike out the word "two" and in lieu thereof insert "four".

Senate Bill No. 220, which the House has amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

For an Act relating to reservations of minerals; providing that where the state sells lands to the person from whom the state's title was derived, or to the spouse or lineal descendant of such person, the sale shall be made free of any reservations of minerals, providing for the release of reservations made subsequent to March 12, 1939, and providing for the assignment of mineral leases on such lands.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) Whenever the state or any of its  
2 departments sell lands to any person, from whom the  
3 state derived the title to such lands, or to his spouse  
4 or to his lineal descendants in the first degree, the  
5 lands shall be sold free of any reservation of minerals  
6 provided for in section 38-0901 of the North Dakota  
7 Revised Code of 1943 or in chapter 149 of the 1939  
8 Session Laws.

9 SECTION 2.) Where the state or any of its depart-  
10 ments have, subsequent to March 12, 1939, sold lands  
11 to any person from whom the state derived title to such  
12 lands, or to his spouse or to his lineal descendants in  
13 the first degree, and such purchaser or his spouse or  
14 his lineal descendants in the first degree are the  
15 owners of such lands at the date of the passage of this  
16 Act, the state and its departments shall release to such  
17 person any reservation of minerals made under section  
18 38-0901 of the North Dakota Revised Code of 1943, or  
19 under chapter 149 of the 1949 Session Laws.

20 SECTION 3.) When the purchase price of such lands  
21 has been fully paid to the state or its departments, an  
22 instrument evidencing such release shall be furnished on  
23 application and payment of fees under rules to be  
24 prescribed by the state and its departments, but in no  
25 case shall the fee therefor exceed ten cents an acre.

26 SECTION 4.) Pending application and payment of  
27 fee under section 3, the state and its departments may  
28 continue to lease reserved minerals and to collect  
29 rentals and other income from such leases, and where  
30 lands have been sold on contract for deed, such rentals  
31 and other income shall be applied as payment on the  
32 contract for deed. On release of minerals reserved,  
33 any unexpired mineral leases and rentals and income  
34 thereafter becoming due shall be assigned to the person  
35 entitled to the release as prescribed in sections 2  
36 and 3 hereof.

Renumber lines accordingly.

KENNETH L. MORGAN, Chief Clerk.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

## FIFTY-THIRD DAY

Bismarck, February 23, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. Edward Kary, Bismarck.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-first Day after recess and Fifty-second day and find the same correct.

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

## COMMUNICATION

A communication was presented by Senator Troxel from Roy Wuttke, Burlington, N.D. relative to parking meters.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 598, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 657, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 658, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 680, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 700, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 702, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 730, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS

Senator Pyle moved that the Senate reconsider its action on House Bill No. 785, which motion prevailed.

Senator Pyle moved that House Bill No. 785 be re-referred to the committee on General Affairs, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Reinke moved that the Senate concur in the House Amendments to Senate Bill No. 158, which motion prevailed.

Senator Reinke moved that the rules be suspended and that Senate Bill No. 158 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 158

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Dewing	Morgan	Strand
Duffy	Nelson	Streibel
Peton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Geelan	Pyle	Welander
Haag	Reinke	Work

Absent and not voting:

Bilden

Page

Stueke

Day                      Shure                      Wahlund  
Freed

So the bill passed and the title was agreed to.

### SECOND READING OF HOUSE BILLS

House Bill No. 648

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Bilden	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Geelan	Pyle	Work
Haag	Reinke	

Those voting in the negative were:

Rue

Absent and not voting:

Dahl                      Solberg                      Stucke

Freed

So the bill passed and the title was agreed to.

House Bill No. 649

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Shure
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Geelan	Reinke	Work
Haag		



Absent and not voting:

Freed Solberg Stucke

So the bill passed and the title was agreed to.

House Bill No. 676

Which has been read.

Senator Reinke moved that House Bill No. 676 be indefinitely postponed, which motion prevailed.

House Bill No. 703

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Freed Shure Stucke

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 717

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Shure
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander

Geelan                      Reinke                      Work

Haag                        Rue

Absent and not voting:

Freed                      Stucke

So the bill passed and the title was agreed to.

House Bill No. 723

Which has been read.

Senator Troxel moved that House Bill No. 723 be amended as follows:

In line 6 strike out the word "actual" and insert in lieu thereof "one-half hour after". Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 723, as amended by the Senate, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Krenz	Shure
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Those voting in the negative were:

Baeverstad	Knudson	Schrock
Dahl	Olson	

Absent and not voting:

Bilden	Sandness	Stucke
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So the bill passed and the title was agreed to.

House Bill No. 776

Which has been read.

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.

#### ROLL CALL

Those voting in the affirmative were:

Anderson	Geelan	Page
Baeverstad	Haag	Pyle
Bjorlie	Kamrath	Schoeder
Blume	Klusmann	Schrock
Bridston	Knudson	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Wahlund
Feton	Nordhougen	Welander
Foss	O'Brien	Work
Fraser	Olson	

Those voting in the negative were:

Freed	Sauer	Torno
Krenz	Strand	Troxel
Reinke		

Absent and not voting:

Bilden	Sandness	Shure
Rue		

So the bill passed and the title was agreed to.

House Bill No. 802

Which has been read.

Senator O'Brien moved that House Bill No. 802 be indefinitely postponed, which motion prevailed.

Senator Strand requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Strand moved that after the reading of House Bills No. 526, 528, 529, 531, 577, 586, 626, 629, 650, 652, 653, 665, 672, 673, 692, 710, 714, 734, 740, 743, 748, 750, 759, 774, 791, 793, and House Concurrent Resolutions "L" and "M," the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 2, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 2 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 2

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Bridston	Kusler	Spiekemeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Thomas
Dewing	Nelson	Torno
Duffy	O'Brien	Troxel
Feton	Olson	Wahlund
Foss	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Fraser	Schrock	Stucke
Nordhougen	Shure	

So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do not concur in the House amendments to Senate Bill No. 7 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 7, Senators Duffy, Nelson and Sandness.

Senator Dahl moved that the Senate do not concur in the House amendments to Senate Bill No. 17 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 17, Senators Luick, Morgan, and Streibel.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 55, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 55 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 55

Which has been read.

#### 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:

Anderson	Geelan	Pyle
Baeverstad	Haag	Reinke
Bilden	Kamrath	Rue
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Thomas
Dewing	Morgan	Torno
Duffy	Nelson	Troxel
Feton	O'Brien	Wahlund
Foss	Olson	Welander
Fraser	Page	Work
Freed		

Absent and not voting:

Nordhougen	Schrock	Solberg
Sandness	Shure	Stucke

So the bill passed and the title was agreed to.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 220, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 220 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 220

Which has been read.

#### 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:

Anderson	Haag	Reinke
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Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Page	Work
Geelan	Pyle	
Absent and not voting:		
Bridston	Shure	Stucke
Schrock	Solberg	

So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE BILLS

House Concurrent Resolution "P"

Which has been read.

Senator Olson moved that House Concurrent Resolution "P" be amended as follows:

In line 3 of the title strike out the word "streets".

In line 2 of the bill strike out the word "streets".

In line 4 of the bill strike out the words "and streets".

In line 21 of the bill strike out the word "streets".

In line 23 of the bill strike out the word "streets".

In line 46 of the bill strike out the word "streets".

Which motion was declared lost.

#### ROLL CALL

The question being on the final passage of House Concurrent Resolution "P," the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Knudson	Schoeder
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Thomas
Dahl	Morgan	Torno
Day	Nordhougen	Troxel
Duffy	O'Brien	Wahlund
Feton	Page	Welander
Foss	Pyle	Work
Freed		

Those voting in the negative were:

Dewing	Krenz	Sauer
Fraser	Nelson	Streibel
Klusmann	Olson	

Absent and not voting:

Schrock	Solberg	Stucke
Shure		

So the resolution was declared adopted.

House Bill No. 526

Which has been read.

#### 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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Thomas
Dewing	Nelson	Torno
Duffy	Nordhougen	Troxel
Feton	O'Brien	Wahlund
Foss	Olson	Welander
Freed	Page	Work
Geelan	Pyle	

Absent and not voting:

Fraser	Shure	Stucke
Schrock	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 528

Which has been read.

Senator Streibel moved that House Bill No. 528 be amended as follows:

In line 15 of the printed bill delete the figure \$20,000.00 and insert in lieu thereof the figure \$14,000.00.

Senator Duffy made the substitute motion that House Bill No. 528 be amended as follows: That line 15 be changed to read as follows: Salary of state highway commissioner to be fixed by the Governor, not exceeding \$20,000.00 Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 528, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Foss	Reinke
Baeverstad	Freed	Rue
Bilden	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Bridston	Krenz	Strand
Coghlan	Luick	Torno
Dahl	Morgan	Troxel
Day	Nelson	Wahlund
Duffy	Page	Welander
Feton	Pyle	Work

Those voting in the negative were:

Blume	Kusler	Schoeder
Dewing	Leno	Solberg
Fraser	Nordhougen	Spiekermeier
Geelan	O'Brien	Streibel
Haag	Olson	Thomas
Kamrath		

Absent and not voting:

Schrock	Shure	Stucke
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So the bill passed and the title was agreed to.

House Bill No. 529

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Haag	Pyle
Bilden	Kamrath	Reinke
Blume	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Kusler	Schoeder
Day	Leno	Spiekermeier
Dewing	Luick	Strand
Duffy	Morgan	Streibel
Feton	Nelson	Thomas
Foss	Nordhougen	Wahlund
Fraser	O'Brien	Welander
Freed	Page	Work
Geelan		

Those voting in the negative were:

Anderson	Olson	Torno
Bjorlie	Solberg	Troxel

Absent and not voting:

Schrock	Shure	Stucke
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So the bill passed and the title was agreed to.

House Bill No. 531

Which has been read.

#### 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:

Anderson	Geelan	Pyle
Baeverstad	Haag	Reinke
Bilden	Kamrath	Rue
Bjorlie	Klusmann	Sandness
Blume	Knudson	Sauer
Bridston	Krenz	Schoeder
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Thomas

Duffy	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Page	Work

Absent and not voting:

Schrock	Solberg	Stucke
Shure		

So the bill passed and the title was agreed to.

House Bill No. 577

Which has been read.

#### 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, 4.

Those voting in the affirmative were:

Anderson	Geelan	Pyle
Baeverstad	Haag	Reinke
Bilden	Kamrath	Rue
Bjorlie	Klusmann	Sandness
Blume	Knudson	Sauer
Bridston	Krenz	Schoeder
Coghlan	Kusler	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Page	Work

Those voting in the negative were:

Duffy	Leno	Troxel
Absent and not voting:		
Schrock	Solberg	Stucke
Shure		

So the bill passed and the title was agreed to.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 7 and the President has appointed as a Conference Committee, to act with a like committee from the House on Senate Bill No. 7 Senators: Duffy, Nelson and Sandness.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 17 and the President has appointed as a Conference Committee, to act with a like committee from the House on Senate Bill No. 17 Senators: Luick, Morgan and Streibel.

W. J. TROUT, Secretary.



Senate Chamber  
Bismarck, February 23, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2, 55, 158, 220.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 23, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 576 and House Bill No. 614.

KENNETH L. MORGAN, Chief Clerk.

#### CONSIDERATION OF AMENDMENTS

Senator Day moved that the amendments to House Bill No. 793 be adopted, which motion prevailed.

Senator Day moved that House Bill No. 793 be placed on the calendar, as amended, which motion prevailed.

Senator Day moved that House Bill No. 793 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 793

Which has been read.

#### 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:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Rue
Bilden	Knudson	Sandness
Bjorlie	Krenz	Sauer
Bridston	Kusler	Schoeder
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Freed	Olson	Troxel
Geelan	Page	Welander
Haag	Pyle	Work

Absent and not voting:

Blume	Schrock	Stucke
Duffy	Shure	Wahlund
Fraser		

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 793 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Day moved that the House be respectively requested to print the Senate amendments to House Bill No. 793 as a bill, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 12:30 p.m., February 24, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-THIRD DAY AFTER RECESS  
AND FIFTY-FOURTH DAY

Bismarck, February 24, 1951

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

## REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 2  
Senate Bill No. 3  
Senate Bill No. 21  
Senate Bill No. 47  
Senate Bill No. 55  
Senate Bill No. 61  
Senate Bill No. 90  
Senate Bill No. 101  
Senate Bill No. 106  
Senate Bill No. 107  
Senate Bill No. 112  
Senate Bill No. 113  
Senate Bill No. 124  
Senate Bill No. 128  
Senate Bill No. 139  
Senate Bill No. 145  
Senate Bill No. 149  
Senate Bill No. 151  
Senate Bill No. 153  
Senate Bill No. 156  
Senate Bill No. 158  
Senate Bill No. 171  
Senate Bill No. 176  
Senate Bill No. 195  
Senate Bill No. 208  
Senate Bill No. 220  
Senate Bill No. 222  
Senate Bill No. 239  
Senate Concurrent Resolution "I"

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Concurrent Resolution "I"

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  
 Senate Bill No. 3  
 Senate Bill No. 21  
 Senate Bill No. 47  
 Senate Bill No. 55  
 Senate Bill No. 61  
 Senate Bill No. 90  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 124  
 Senate Bill No. 128  
 Senate Bill No. 139  
 Senate Bill No. 145  
 Senate Bill No. 149  
 Senate Bill No. 151  
 Senate Bill No. 153  
 Senate Bill No. 156  
 Senate Bill No. 158  
 Senate Bill No. 171  
 Senate Bill No. 176  
 Senate Bill No. 195  
 Senate Bill No. 208  
 Senate Bill No. 220  
 Senate Bill No. 222  
 Senate Bill No. 239

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 24, 1951

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, February 24, 1951

Mr. President: I have the honor to return:

Senate Concurrent Resolution "I"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

## REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

## Senate Resolution "I"

Was delivered to the Secretary of State at the hour of 12:40 o'clock, p.m., February 24, 1951.

W. R. BLUME, Chairman.

MESSAGE FROM THE GOVERNOR  
State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

February 23, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved Senate Bills Numbers 83, 89, 91, 127, 129, 130, 132, 227, 228 and 229.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 24, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 793

Which the Senate has amended.

W. J. TROUT, Secretary.

## SECOND READING OF HOUSE BILLS

House Bill No. 586

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Spiekermeier
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed		

Absent and not voting:

Coghlan	Pyle	Solberg
Knudson	Schrock	Strand
Nordhougen	Shure	Work

So the bill passed and the title was agreed to.

House Bill No. 626

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Freed	Olson
Bilden	Geelan	Page
Bjorlie	Haag	Reinke
Blume	Kamrath	Rue
Bridston	Klusmann	Sandness
Dahl	Krenz	Sauer
Day	Kusler	Schoeder
Dewing	Leno	Streibel
Duffy	Luick	Troxel
Feton	Morgan	Wahlund
Foss	Nelson	Welanders
Fraser	O'Brien	

Those voting in the negative were:

Baeverstad	Spiekermeier	Torno
Knudson	Thomas	

Absent and not voting:

Coghlan	Schrock	Strand
Nordhougen	Shure	Stucke
Pyle	Solberg	Work

So the bill passed and the title was agreed to.

House Bill No. 629

Which has been read.

#### 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:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Spiekermeier
Coghlan	Kusler	Strand
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welanders
Freed		

Absent and not voting:

Nordhougen	Schrock	Solberg
Pyle	Shure	Work

So the bill passed and the title was agreed to.

House Bill No. 650  
Which has been read.

## 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:

Baeverstad	Geelan	Reinke
Bilden	Haag	Rue
Bjorlie	Kamrath	Sandness
Blume	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Spiekermeier
Dahl	Kusler	Strand
Day	Leno	Streibel
Dewing	Luick	Stucke
Duffy	Morgan	Thomas
Feton	Nelson	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander

Absent and not voting:

Anderson	Schrock	Solberg
Nordhougen	Shure	Work
Pyle		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 652  
Which has been read.

## 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:

Baeverstad	Geelan	Reinke
Bilden	Haag	Rue
Bjorlie	Kamrath	Sandness
Blume	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Spiekermeier
Dahl	Kusler	Strand
Day	Leno	Streibel
Dewing	Luick	Thomas
Duffy	Morgan	Torno
Feton	Nelson	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Page	

Absent and not voting:

Anderson	Schrock	Stucke
Nordhougen	Shure	Work
Pyle	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 653  
Which has been read.

Senator Bridston moved that consideration of House Bill No. 653 be laid over until two o'clock p.m., which motion prevailed.

House Bill No. 665

Which has been read.

Senator Bridston moved that consideration of House Bill No. 665 be laid over until after two o'clock, which motion prevailed.

House Bill No. 672

Which has been read.

#### 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:

Baeverstad	Geelan	Reinke
Bilden	Haag	Rue
Bjorlie	Kamrath	Sandness
Blume	Klusmann	Sauer
Bridston	Knudson	Schoeder
Coghlan	Krenz	Spiekermeier
Dahl	Kusler	Strand
Day	Leno	Streibel
Dewing	Luick	Stucke
Duffy	Morgan	Thomas
Feton	Nelson	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander

Absent and not voting:

Anderson	Schrock	Solberg
Nordhougen	Shure	Work
Pyle		

So the bill passed and the title was agreed to.

House Bill No. 673

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Freed	Page
Baeverstad	Geelan	Reinke
Bilden	Haag	Rue
Bjorlie	Kamrath	Sandness
Blume	Klusmann	Sauer
Bridston	Knudson	Spiekermeier
Coghlan	Krenz	Strand
Dahl	Kusler	Streibel
Day	Leno	Stucke
Dewing	Luick	Thomas
Duffy	Morgan	Troxel
Feton	Nelson	Wahlund
Foss	O'Brien	Welander

Those voting in the negative were:

Schoeder

Absent and not voting:

Fraser	Pyle	Solberg
Nordhousen	Schrock	Torno
Olson	Shure	Work

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 692

Which has been read.

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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan		

Absent and not voting:

Bridston	Schrock	Solberg
Nordhousen	Shure	Work

So the bill passed and the title was agreed to.

House Bill No. 710

Which has been read.

Senator Dahl moved that House Bill No. 710 be laid over until after two o'clock, which motion prevailed.

House Bill No. 714

Which has been read.

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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke



Duffy	Nelson	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan		

Absent and not voting:

Bridston	Rue,	Shure
Nordhougen	Schrock	Work

So the bill passed and the title was agreed to.

House Bill No. 734

Which has been read.

#### 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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Streibel
Day	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan		

Absent and not voting:

Bridston	Rue	Shure
Nordhougen	Schrock	Strand

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 740

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekermeier
Coghlan	Kusler	Streibel
Dahl	Luick	Stucke
Day	Morgan	Thomas
Dewing	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Pyle	Welander

Freed	Reinke	Work
Geelan		

Absent and not voting:

Bridston	Nordhousen	Schrock
Duffy	Page	Shure
Leno	Rue	Strand

So the bill passed and the title was agreed to.

House Bill No. 743

Which has been read.

Senator Day moved that House Bill No. 743 be laid over until Monday, which motion prevailed.

House Bill No. 748

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekemeier
Coghlan	Leno	Strand
Day	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	Nordhousen	Torno
Foss	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Those voting in the negative were:

Dahl	Olson	Streibel
Dewing	Pyle	

Absent and not voting:

Bridston	Schrock	Shure
Luick		

So the bill passed and the title was agreed to.

House Bill No. 750

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel

Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Bridston	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 759

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Sauer
Baeverstad	Kamrath	Schoeder
Bilden	Klusmann	Solberg
Blume	Knudson	Spiekermeier
Coghlan	Krenz	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work

Those voting in the negative were:

Day	Leno	Page
Kusler	Luick	Pyle

Absent and not voting:

Bjorlie	Schrock	Shure
Bridston		

So the bill passed and the title was agreed to.

House Bill No. 774

Which has been read.

Senator Day moved that House Bill No. 774 be amended as follows:

In line 10 of the printed bill strike out the words "the responsibility of" and insert in lieu thereof "optional with".

Senator Dahl moved that further consideration of House Bill No. 774 be laid on the table, which motion prevailed.

House Bill No. 791

Which has been read.

#### 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:

Anderson	Knudson	Sandness
Baeverstad	Krenz	Sauer
Blume	Kusler	Schoeder
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Foss	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work
Klusmann		

Absent and not voting:

Bilden	Bridston	Schrock
Bjorlie	Feton	Shure

So the bill passed and the title was agreed to.

House Concurrent Resolution "L"

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Haag	Pyle
Blume	Klusmann	Reinke
Coghlan	Krenz	Rue
Dahl	Kusler	Sandness
Day	Luick	Sauer
Duffy	Morgan	Spiekermeier
Feton	Nelson	Strand
Foss	Nordhougen	Torno
Fraser	O'Brien	Welander
Freed	Olson	Work
Geelan	Page	

Those voting in the negative were:

Anderson	Leno	Stucke
Dewing	Schoeder	Thomas
Kamrath	Solberg	Wahlund
Knudson	Streibel	

Absent and not voting:

Bilden	Bridston	Shure
Bjorlie	Schrock	Troxel

So the resolution was declared adopted.

House Concurrent Resolution "M"

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Bridston	Schrock	Shure
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So the resolution was declared adopted.

Senator Duffy requested that the Senate be on the ninth order of business, which request was granted.

Senator Duffy moved that he be granted the unanimous consent of the Senate to introduce a bill, which motion prevailed.

#### FIRST READING OF SENATE BILL

Senators Duffy and Olson introduced:

Senate Bill No. 256. A Bill for an Act to Amend and Reenact Section 40-2238 of the North Dakota Revised Code of 1943, Relating to the Types of Utility Systems Which May Be Purchased by Municipalities and Financed by Special Assessment of the Property Benefited Thereby, and Authorizing Such Financing of the Purchase of Sewage Treatment and Disposal Plants and Sewer Systems, and Declaring an Emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred Senate Resolution No. 6, have had the same under consideration and recommend that the same do pass.

WALTER TROXEL, Chairman.

Senator Troxel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Resolution No. 8, have had the same under consideration and recommend that the same do pass.

JOSEPH A. REINKE, Chairman.

Senator Reinke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 538, have had the same under consideration and recommend that the same be amended as follows:

In line 38 strike out the word "thirty" and insert in lieu thereof the word "forty".

In line 42 strike out the word "thirty" and insert in lieu thereof the word "forty".

In line 44 strike out the word "four" and insert in lieu thereof the word "six". Strike out the words "two hundred".

Following line 44, insert the following: "Provided that all fees, collected by judges of county courts of increased jurisdiction in counties having a population in excess of forty thousand, for certified copies of public records shall be paid over by such county judge to the county treasurer to be credited to the general fund of the county."

Remember the lines accordingly.

And when so amended recommend the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 552, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 51 to 61 inclusive, and insert therein the following:

4,000	15.00	12.00	9.00	4.00
6,000	20.00	16.00	12.00	6.00
8,000	25.00	20.00	15.00	8.00
10,000	30.00	24.00	18.00	10.00
12,000	35.00	28.00	21.00	12.00
14,000	40.00	32.00	24.00	14.00
16,000	45.00	36.00	27.00	16.00
18,000	50.00	40.00	30.00	18.00
20,000	55.00	44.00	33.00	20.00
22,000	60.00	48.00	36.00	22.00
24,000	65.00	52.00	39.00	24.00

In line 70, strike out \$600.00 and insert in lieu thereof \$650.00. Strike out \$500.00 and insert in lieu thereof \$600.00.

In line 71, strike out the figure "\$56,000." and insert the figures "57,000- \$825.00 \$775.00 \$725.00".

In line 72, strike out \$800.00 and insert in lieu thereof \$900.00. Strike out \$625.00 and insert in lieu thereof \$850.00

Strike out all of lines 73 and 74.

Following line 92, insert the following: "SECTION 3.) School busses used in the transportation of school children, other than those busses eligible for an official registration, shall be registered under this truck schedule and shall not be required to pay any other annual fees."

In line 93, strike out the number "3" following the word "SECTION" and insert in lieu thereof the number "4".

In line 96, strike out the number "4" following the word "SECTION" and insert in lieu thereof the number "5".

Remember the lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 585, have had the same under consideration and recommend that the same be amended as follows:

In line 9 delete the words "within six months from the date of accident,".

At the end of line 11 insert "within six months from the date of the accident".

In line 14 delete the period after the word "fund" and insert ", provided notice of such accident was given to some police officer immediately after the accident occurred and the name of such officer shall be alleged in the complaint."

Re-number the lines accordingly.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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. 601, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 631, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 667, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 668, have had the same under consideration and recommend that the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 713, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness 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. 730, have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 800, have had the same under consideration and recommend that the same be amended as follows:

In line 38, strike out the word "two" and insert in lieu thereof the word "three".

In line 41, strike out the word "four" and insert in lieu thereof the word "five".

Strike out lines 54 to 62 inclusive, and in line 63 strike out the number "3" and insert in lieu thereof the number "1".

In line 66, strike out the number "4" and insert in lieu thereof the number "2".

In line 70, strike out the number "5" and insert in lieu thereof the number "3".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work 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. 801, have had the same under consideration and recommend that the same be amended as follows:

In the title change the word "sections" to "section" and strike out "47-0603 and".

Strike out all of lines 1 through 13 inclusive.

Change "SECTION 2" to "SECTION 1".

Renumber the lines.

And when so amended recommend the same do pass.

CARROLL E. DAY, Chairman.

Senator Day 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 Concurrent Resolution "J," have had the same under consideration and recommend that the same do pass.

A. J. SANDNESS, Chairman.

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF AMENDMENTS

Senator Fetton moved that the amendments to House Bill No. 666 be adopted, which motion prevailed.

Senator Day moved that the amendments to House Bill No. 671 be adopted, which motion prevailed.

Senator Rue moved that the amendments to House Bill No. 684 be adopted, which motion prevailed.

Senator Fetton moved that the amendments to House Bill No. 803 be adopted, which motion prevailed.

Senator Solberg requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Solberg moved that the Senate reconsider the action by which House Bill No. 682 was indefinitely postponed on committee report, which motion prevailed.

Senator Solberg moved that House Bill No. 682 be placed on the calendar, which motion prevailed.

Senator Morgan moved that after the reading of House Bills Nos. 503, 506, 524, 530, 565, 584, 598, 599, 609, 634, 644, 657, 658, 679, 680, 683, 700, 702, 707, 708, 721, 728, 729, 730, 732, 738, 739, 756, 760, 788, 795, and 797, the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.



## FIFTY-FOURTH DAY

Bismarck, February 24, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Edward Kary, Bismarck.

Roll Call: All Senators present except Senators Schrock and Shure.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-second Day after recess and Fifty-third Day and recommends that the same be corrected as follows:

On page 601, in line 21, strike out the figure "698" and insert in lieu thereof the figure "598".

And when so corrected recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 24, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 649 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Monke, Beede and Maher.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 24, 1951

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee for Senate Bill No. 7, Reps. Anderson of Richland, Trydahl and Larson of Dickey; for Senate Bill No. 17, Reps. Heimes, Anderson of Eddy-Foster and Lillehaugen.

KENNETH L. MORGAN, Chief Clerk.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 256, have had the same under consideration and recommend that the same do pass.

G. I. FETON, Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 604, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 695, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 716, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 722, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS

Senator Bilden moved that the House be requested to return House Bill No. 571, which motion prevailed .

Senator Day moved that House Concurrent Resolution "D" be returned to the Senate, which motion prevailed.

Senator Day moved that House Concurrent Resolution "D" be re-referred to the Committee on Judiciary, which motion was declared lost.

Senator Morgan moved that House Concurrent Resolution "D" be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Troxel moved that the Senate expunge from the record the action on Senate Bill No. 242 after it had been returned from the House, which motion prevailed.

Senator Troxel moved that Senate Bill No. 242 be returned to the House, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 24, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests return of House Bill No. 571.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 24, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 502  
House Bill No. 525  
House Bill No. 526  
House Bill No. 527  
House Bill No. 529  
House Bill No. 531  
House Bill No. 536  
House Bill No. 551  
House Bill No. 577  
House Bill No. 606  
House Bill No. 621  
House Bill No. 648  
House Bill No. 703  
House Bill No. 776

House Concurrent Resolution "P"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 24, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 528

House Bill No. 639

House Bill No. 649

House Bill No. 717

House Bill No. 723

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 24, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 637

House Bill No. 715

House Bill No. 779

House Bill No. 782

House Bill No. 798

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

The President appointed as a Conference Committee on House Bill No. 649, Senators Troxel, Kamrath, and Dewing.

## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1951

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. 649 Senators: Troxel, Kamrath and Dewing.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 24, 1951

Mr. Speaker: I have the honor to return Senate Bill No. 242 which had been inadvertently requested by the Senate.

W. J. TROUT, Secretary.

## SECOND READING OF HOUSE BILLS

House Bill No. 653

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

Bridston	Freud	Reinke
Coghlan	Geelan	Rue
Dahl	Klusmann	Sandness
Day	Krenz	Sauer
Duffy	O'Brien	Strand
Feton	Pyle	Work

Those voting in the negative were:

Anderson	Knudson	Solberg
Baeverstad	Leno	Spiekemeier
Bjorlie	Luick	Streibel
Blume	Morgan	Stucke
Dewing	Nelson	Thomas
Foss	Nordhogen	Torno

Fraser	Olson	Troxel
Haag	Page	Wahlund
Kamrath	Schoeder	Welanders
Absent and not voting:		
Bilden	Schrock	Shure
Kusler		

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 665

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Knudson	Rue
Bridston	Krenz	Sandness
Coghlan	Leno	Sauer
Dewing	Luick	Strand
Feton	Morgan	Stucke
Foss	Nelson	Torno
Freed	O'Brien	Wahlund
Kamrath	Pyle	Welanders
Klusmann	Reinke	

Those voting in the negative were:

Baeverstad	Geelan	Solberg
Bilden	Haag	Spiekermeier
Bjorlie	Nordhougen	Streibel
Blume	Olson	Thomas
Day	Page	Troxel
Duffy	Schoeder	Work
Fraser		

Absent and not voting:

Dahl	Schrock	Shure
Kusler		

So the bill passed and the title was agreed to.

House Bill No. 682

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

Bilden	Leno	Spiekermeier
Blume	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Fraser	Olson	Troxel
Geelan	Page	Wahlund
Haag	Schoeder	Welanders
Kamrath	Solberg	

Those voting in the negative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue
Bjorlie	Knudson	Sandness
Bridston	Krenz	Sauer

Coghlan	Luick	Strand
Day	O'Brien	Tocno
Duffy	Pyle	Work
Foss		

Absent and not voting:

Dahl	Schrock	Shure
Kusler		

So the bill was declared lost for lack of a constitutional majority.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 24, 1951

Mr. President: I have the honor to return:

Senate Bill No. 9  
Senate Bill No. 40  
Senate Bill No. 53  
Senate Bill No. 65  
Senate Bill No. 66  
Senate Bill No. 68  
Senate Bill No. 72  
Senate Bill No. 73  
Senate Bill No. 75  
Senate Bill No. 78  
Senate Bill No. 81  
Senate Bill No. 98  
Senate Bill No. 108  
Senate Bill No. 109  
Senate Bill No. 136  
Senate Bill No. 140  
Senate Bill No. 179  
Senate Bill No. 180  
Senate Bill No. 210

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

Senator Strand moved that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 24, 1951

Mr. President: I have the honor to return:

House Bill No. 571

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 24, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2  
Senate Bill No. 3  
Senate Bill No. 21  
Senate Bill No. 47  
Senate Bill No. 55  
Senate Bill No. 61  
Senate Bill No. 90

Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 124  
 Senate Bill No. 128  
 Senate Bill No. 139  
 Senate Bill No. 145  
 Senate Bill No. 149  
 Senate Bill No. 151  
 Senate Bill No. 153  
 Senate Bill No. 156  
 Senate Bill No. 158  
 Senate Bill No. 171  
 Senate Bill No. 176  
 Senate Bill No. 195  
 Senate Bill No. 208  
 Senate Bill No. 220  
 Senate Bill No. 222  
 Senate Bill No. 239

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Bill No. 710

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Foss	Sandness
Bilden	Freed	Sauer
Bjorlie	Geelan	Schoeder
Blume	Haag	Solberg
Bridston	Klusmann	Spiekemeier
Coghlan	Krenz	Streibel
Dahl	Leno	Stucke
Day	Morgan	Thomas
Dewing	Nordhousen	Troxel
Duffy	Olson	Wahlund
Feton	Reinke	Welander

Those voting in the negative were:

Fraser	Luick	Strand
Kamrath	Nelson	Torno
Knudson	Pyle	Work

Absent and not voting:

Anderson	Page	Schrock
Kusler	Rue	Shure
O'Brien		

So the bill passed and the title was agreed to.

Senator Geelan moved that the vote by which House Bill No. 710 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 503

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Klusmann	Solberg
Blume	Knudson	Spiekermeier
Bridston	Krenz	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	Olson	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Absent and not voting:

Anderson	Nordhougen	Schrock
Day	O'Brien	Shure
Kusler	Page	

So the bill passed and the title was agreed to.

Senator Dewing requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Dewing moved that the Senate reconsider the action by which House Bill No. 665 was passed.

Senator Morgan requested a call of the Senate, which request was granted.

Senator Morgan moved that the call of the Senate be dispensed with, which motion prevailed.

The question was on the motion of Senator Dewing that the Senate reconsider the action by which House Bill No. 665 was passed, which motion prevailed.

Senator Morgan moved that further action on House Bill No. 665 be laid over until Monday, which motion prevailed.

## SECOND READING OF HOUSE BILLS

House Bill No. 506

Which has been read.

Senator Duffy moved that House Bill No. 506 be amended as follows: In line 5 delete the words "and for civil defense" and insert the same language at the end of line 8.

Which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg

Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Kusler	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 524

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Dahl	Schrock	Stucke
Kusler	Shure	

So the bill passed and the title was agreed to.

House Bill No. 530

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel



Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Kusler	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 565

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Bridston	Leno	Spiekemeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Kusler	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 584

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekemeier
Bridston	Leno	Strand
Coghlan	Luick	Streibel
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Duffy	O'Brien	Troxel

Feton	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Those voting in the negative were:

Foss	Sauer
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Absent and not voting:

Kusler	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 598

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schoeder
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Kusler	Schrock	Shure
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So the bill passed and the title was agreed to.

House Bill No. 599

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund

Fraser	Page	Welander
Freed	Pyle	
Absent and not voting:		
Kusler	Shure	Work
Schrock	Stucke	

So the bill passed and the title was agreed to.  
House Bill No. 609  
Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Leno	Solberg
Bjorlie	Luick	Spiekermeier
Day	Nelson	Strand
Dewing	Nordhougen	Streibel
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Troxel
Geelan	Reinke	Wahlund
Haag	Sandness	Welander
Kamrath		

Those voting in the negative were:

Blume	Duffy	Morgan
Coghlan	Knudson	Rue
Dahl		

Absent and not voting:

Bridston	Schrock	Work
Kusler	Shure	

So the bill passed and the title was agreed to.

House Bill No. 634

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Freed	Olson
Baeverstad	Geelan	Page
Bilden	Haag	Pyle
Blume	Kamrath	Reinke
Bridston	Klusmann	Rue
Coghlan	Knudson	Sandness
Dahl	Krenz	Sauer
Day	Leno	Spiekermeier
Duffy	Luick	Strand
Feton	Morgan	Thomas
Foss	Nelson	Wahlund
Fraser	O'Brien	Welander

Those voting in the negative were:

Bjorlie	Nordhougen	Streibel
Dewing	Schoeder	Stucke

Absent and not voting:

Kusler	Solberg	Troxel
Schrock	Torno	Work
Shure		

So the bill passed and the title was agreed to.

House Bill No. 644

Which has been read.

Senator Stucke moved that House Bill No. 644 be laid over one legislative day, which motion prevailed.

House Bill No. 657

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Geelan	Reinke
Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Klusmann	Schoeder
Blume	Krenz	Solberg
Coghlan	Leno	Spiekermeier
Dewing	Luick	Streibel
Duffy	Morgan	Stucke
Feton	Nelson	Thomas
Foss	Nordhougen	Troxel
Fraser	O'Brien	Wahlund
Freed	Olson	Welander

Those voting in the negative were:

Bridston	Page	Rue
Dahl	Pyle	Strand
Knudson		

Absent and not voting:

Day	Schrock	Torno
Kusler	Shure	Work

So the bill passed and the title was agreed to.

House Bill No. 658

Which has been read.

#### 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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Troxel

Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan		

Absent and not voting:

Duffy	Schrock	Torno
Kusler	Shure	Work

So the bill passed and the title was agreed to.

House Bill No. 679

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 18; nays, 24; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Feton	Knudson
Bilden	Foss	Krenz
Bjorlie	Freed	Rue
Blume	Geelan	Schoeder
Bridston	Kamrath	Strand
Dewing	Klusmann	Troxel

Those voting in the negative were:

Baeverstad	Morgan	Sandness
Coghlan	Nelson	Sauer
Dahl	Nordhougen	Spiekermeier
Duffy	O'Brien	Streibel
Fraser	Olson	Stucke
Haag	Page	Thomas
Leno	Pyle	Wahlund
Luick	Reinke	Welander

Absent and not voting:

Day	Shure	Torno
Kusler	Solberg	Work
Schrock		

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 680

Which has been read.

Senator Bridston moved that House Bill No. 680 be laid over until Tuesday after two o'clock, which motion prevailed.

Senator Bilden requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Bilden moved that the Senate reconsider the action by which House Bill No. 571 was passed, which motion prevailed.

Senator Bilden moved that House Bill No. 571 be referred to the Committee on Social Welfare, which motion prevailed.

Senator Morgan moved that after the reading of House Bills Nos. 601, 604, 631, 666, 667, 668, 671, 684, 695, 713, 716, 722, 780, 803, House Concurrent Resolution "J," Senate Bill No. 256, and Senate Resolutions No. 6 and 8, the Senate do now recess until 1:00 p.m., February 26, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-FOURTH DAY AFTER RECESS  
AND FIFTY-SIXTH DAY

Bismarck, February 26, 1951

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 9  
Senate Bill No. 40  
Senate Bill No. 53  
Senate Bill No. 65  
Senate Bill No. 66  
Senate Bill No. 68  
Senate Bill No. 72  
Senate Bill No. 73  
Senate Bill No. 75  
Senate Bill No. 78  
Senate Bill No. 81  
Senate Bill No. 98  
Senate Bill No. 108  
Senate Bill No. 109  
Senate Bill No. 136  
Senate Bill No. 140  
Senate Bill No. 179  
Senate Bill No. 180  
Senate Bill No. 210

Were delivered to the Governor for his approval at the hour of 10:45 a.m., February 26, 1951.

W. R. BLUME, Chairman.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 517, 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 Appropriations to whom was referred House Bill No. 540, 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 Social Welfare to whom was referred House Bill No. 571, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title of the bill after the figure "50-0801" insert the following language: "as amended by chapter 279 of the Session Laws of 1945".

In line 2 after the figure "1943" insert the following: "as amended by chapter 279 of the Session Laws of 1945".

In line 15 after the word "to" insert the following: ", or goods and services provided for needy".

In line 16 after the word "persons" insert a "semi-colon" and strike out the remainder of the line and all of lines 17, 18, 19, 20, and 21.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

OLIVER E. BILDEN, Chairman.

Senator Bilden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 594, have had the same under consideration and recommend that the same be amended as follows:

In line 18, change the comma to a period and strike out the remainder of the line.

In line 19, strike out the word "possible".

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 617, 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 Appropriations to whom was referred House Bill No. 628, 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 Judiciary to whom was referred House Bill No. 640, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 643, 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 Judiciary to whom was referred House Bill No. 645, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 690, 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 Appropriations to whom was referred House Bill No. 720, 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 General Affairs to whom was referred House Bill No. 741, have had the same under consideration and recommend that the same be indefinitely postponed.

KENNETH K. PYLE, Chairman.

Senator Pyle 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. 752, 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 Judiciary to whom was referred House Bill No. 786, have had the same under consideration and recommend that the same be indefinitely postponed.

CARROLL E. DAY, Chairman.

Senator Day 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. 804, have had the same under consideration and recommend that the same be indefinitely postponed.

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 Finance and Taxation to whom was referred House Concurrent Resolution "D," have had the same under consideration and recommend that the same do pass.

G. I. FETON, Vice-Chairman.

Senator Fetton moved that the report be adopted, which motion prevailed and the report was adopted.



Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "R," have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "S," have had the same under consideration and recommend that the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF AMENDMENTS

Senator Feton moved that the amendments to House Bill No. 538 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 552 be adopted, which motion prevailed.

Senator Duffy moved that the amendments to House Bill No. 585 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 800 be adopted, which motion prevailed.

Senator Duffy moved that the amendments to House Bill No. 801 be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 7, have had the same under consideration and recommend:

In the House amendment to line 11 of the engrossed bill change the figure to read "\$238,260.00"

That the House recede from its amendment to line 31

That the total be amended to read "\$594,405.00"

And that the Senate is to accept all other amendments made by the House.

For the Senate:

CYLDE DUFFY  
ALBERT J. SANDNESS  
HJALMER NELSON

For the House:

VERNON ANDERSON  
ALBERT LARSON  
TARGIE TRYDAHL

Senator Duffy moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 7 be deemed properly reengrossed and placed on second reading and final passage, as amended by Conference Committee, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 7

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhousen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston	Leno	Stucke
Day	Shure	

So the bill passed and the title was agreed to.

**REPORT OF SELECT COMMITTEES**

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 17, have had the same under consideration and recommends:

That the Senate adopt the House amendments.

For the Senate:

A. W. LUICK  
 RILIE R. MORGAN  
 R. M. STREIBEL

For the House:

JOHN T. HEIMES  
 C. A. (ED) ANDERSON  
 M. T. LILLEHAUGEN

Senator Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Luick moved that the rules be suspended and that Senate Bill No. 17 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 17

Which has been read.

**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:

Anderson	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier

Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhousen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Baeverstad	Bridston	Shure
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So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 649 has had the same under consideration and recommends:

That the Senate recede on the amendments the Senate had made on House Bill No. 649 that the House objected to, which was "In line 42 strike out the words 'the officers of the soil conservation district' and insert in lieu thereof 'officers conducting the state general election'."

For the Senate:

WALTER TROXEL  
RALPH DEWING  
WILLIAM KAMRATH

For the House:

THEO. MONKE  
R. G. BEEDE  
JAMES J. MAHER

Senator Troxel moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Troxel moved that the rules be suspended and that House Bill No. 649 be placed on second reading and final passage, as amended, which motion prevailed.

#### SECOND READING OF HOUSE BILL

House Bill No. 649

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Klusmann	Schrock
Blume	Knudson	Solberg
Coghlan	Krenz	Spiekermeier
Dahl	Kusler	Strand
Day	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Pyle	Welander

Freed	Reinke	Work
Geelan	Rue	

Those voting in the negative were:

Page	Torno
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Absent and not voting:

Baeverstad	Leno	Schoeder
Bridston	Nordhougen	Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bjorlie requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Bjorlie moved that the vote by which House Bill No. 802 was indefinitely postponed be reconsidered, which motion prevailed.

Senator Bjorlie moved that further action on House Bill No. 802 be laid over one legislative day, which motion prevailed.

Senator Nordhougen moved that the vote by which House Bill No. 679 was lost be reconsidered, which motion prevailed.

Senator Nordhougen moved that further action on House Bill No. 679 be laid over one legislative day, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 683

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	O'Brien	Strand
Dahl	Page	Stucke
Foss	Reinke	Torno
Klusmann	Schoeder	Welander
Morgan	Spickermeier	Work

Those voting in the negative were:

Baeverstad	Geelan	Olson
Bjorlie	Haag	Pyle
Blume	Kamrath	Sandness
Coghlan	Knudson	Sauer
Day	Krenz	Schrock
Dewing	Kusler	Solberg
Duffy	Leno	Streibel
Feton	Luick	Thomas
Fraser	Nelson	Troxel
Freed	Nordhougen	Wahlund

Absent and not voting:

Bilden	Rue	Shure
Bridston		

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 700

Which has been read.

## 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekemeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Schoeder Shure

So the bill passed and the title was agreed to.

House Bill No. 702

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Schrock
Baeverstad	Kamrath	Solberg
Bilden	Krenz	Spiekemeier
Bjorlie	Kusler	Strand
Blume	Leno	Streibel
Coghlan	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Duffy	Olson	Troxel
Feton	Reinke	Wahlund
Fraser	Rue	Welander
Freed	Sandness	Work
Geelan	Schoeder	

Those voting in the negative were:

Bridston	Knudson	Page
Dahl	Luick	Pyle
Foss	Morgan	Sauer
Klusmann		

Absent and not voting:

Shure

So the bill passed and the title was agreed to.

Senator Bridston moved that the vote by which House Bill No. 702 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MONDAY, FEBRUARY 26, 1951

631

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 26, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 528 and House Bill No. 723 and has refused to concur in the Senate amendment to House Bill No. 717 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Fitch, Bubel and Livingston.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1951

Mr. President: I have the honor to return:

House Bill No. 639

For correction.

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 26, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills No. 7 and 17.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 26, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 649.

W. J. TROUT, Secretary.

Senator Welander requested that the Senate be on the eighth order of business, which request prevailed.

MOTIONS

Snator Welander: We have a distinguished gentleman here today, a former Senator from the Twenty-fifth District, and I move that a committee of one be appointed to escort him to the rostrum, which motion prevailed.

The President appointed Senator Welander as such committee and former Senator Frojen was escorted to the rostrum and addressed the Senate briefly.

Senator Frojen: I am honored at being here to meet you folks. It has been quite a while since I was here, and I am really happy to have the privilege of seeing you again. I think this is one of the privileges that all of us never forget. I met a lot of you fellows. There are a lot of faces still here that were here when I was here.

The legislature is an organization that has to do with passing of laws. The laws of God and nature are unamendable and unchangeable. The laws of man are changeable.

I think that they are a body that has to do with the administration of business end of the state and in one sense you are similar to a Board of Directors in passing on the business of the state, and the total assessed valuation of the State of North Dakota is over a billion dollars and that makes it

quite a large organization. A billion dollar organization may not be so large in the national set up but out here it is. Now, North Dakota is a wonderful state—one of the small units in the national set up, but it, nevertheless, is the second largest wheat producing state and I think it is about as large as any of them.

Thank you all for the pleasure of having been here today, and thank you, Mr. Schnell. I knew him 20 years ago. We used to call him the story teller. He tells a good story.

Senator Welander moved that the remarks of Senator Henry C. Frojen be printed in the Journal, which motion prevailed.

Senator Schrock moved that the vote by which House Bill No. 653 was lost be reconsidered.

#### ROLL CALL

The question being on the motion of Senator Schrock that the vote by which House Bill No. 653 was lost be reconsidered, the roll was called and there were ayes, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Bilden	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	O'Brien	Solberg
Dahl	Pyle	Spiekermeier
Day	Reinke	Strand
Freed	Rue	Stucke
Geelan	Sandness	Wahlund
Klusmann	Sauer	

Those voting in the negative were:

Anderson	Haag	Page
Baeverstad	Kamrath	Streibel
Bjorlie	Leno	Thomas
Blume	Luick	Torno
Dewing	Morgan	Troxel
Feton	Nelson	Welander
Foss	Nordhougen	Work
Fraser	Olson	

Absent and not voting:

Duffy	Knudson	Shure
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The President voted aye and the motion was declared carried.

Senator Schrock moved that House Bill No. 653 be laid over one legislative day, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

The President appointed as a Conference Committee on House Bill No. 717, Senators Foss, Nordhougen and Leno.

Senator Krenz moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

#### FIFTY-SIXTH DAY

Bismarck, February 26, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. Carsten Brien, Mandan.

Roll Call: All Senators present except Senator Shure.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-third Day after recess and Fifty-fourth day and recommend that the same be corrected as follows:

On page 633, after line 52 add the following:

"So the bill passed and the title was agreed to."

On page 640, in line 36 correct the spelling of the word "declared."

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### COMMUNICATIONS

A resolution was presented from the Walsh County Young Democrats.

Senator O'Brien requested that the above communication be printed in the Journal, which request was granted.

Park River, N. D.  
Feb. 24, 1951

Secretary of the Senate  
State Capitol  
Bismarck, N. D.

The following Resolution was adopted by the Walsh County Young Democrats, meeting in Park River Feb. 23, 1951:

#### RESOLUTION

Whereas, early in January the North Dakota Senate adopted Senate Resolution No. 1 calling for the withdrawal of American troops in Korea, and

Whereas, that inasmuch as the Walsh County Young Democrats believe civilians do not have the information nor military training to decide on such matters, we therefore, commend Senators O'Brien and Morgan for opposing this Resolution. We further commend Senators Blume, Bridston and Dahl for the high degree of statesmanship they exhibited by their votes against Senate Resolution No. 1. We have no difficulty containing our enthusiasm for the Senators that supported the Resolution and particularly for its author, Senator Day, and Whereas, since many of the membership of the Walsh County Young Democrats are veterans of World War II, we strongly recommend that if we must have civilian generalship, that great care be taken in selecting such personnel. Senator Day is, doubtless, a competent legislator and an excellent lawyer, but we question his qualifications as a military strategist. If civilian staff work cannot be avoided, we recommend the formation of a high command that will include Mae West and Jane Russell. We have no doubt the military qualifications of these ladies, too, would be subject to question, but we believe it will be generally agreed that they do have some very good points, and

Whereas, had Senate Resolution No. 1 gained its objective our troops would probably have been scurrying home by now



in the manner of whipped puppies looking for some place to hide, leaving our gallant United Nations allies to face the enemy alone. Fortunately that is not the case. American forces, together with their allies, have made and are now making a glorious record in Korea, proving to the free world that the Communist hordes are not invincible and bringing hope and courage and improved morale to free peoples everywhere;

Therefore, be it Resolved by the Walsh County Young Democrats in meeting assembled, that we urge those Senators who voted for Senate Resolution No. 1, to have increased confidence in the ability of our fighting men and their leadership; and we further urge and end to political maneuvering during these critical times and that Americans everywhere line up squarely behind American men and women who are, and who will be, in our armed forces. It may be well that only in that way can freedom be preserved for that part of the world that is still free.

Walsh County Young Democrats

By Mrs. George F. Lewis, Sec.-Treas.

A communication was presented from the Secretary of State of South Dakota enclosing a copy of House Concurrent Resolution No. 4, a resolution memorializing the Legislature of the several states of the United States to require military service of all qualified citizens without regard for race, creed or color.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 503  
 House Bill No. 506  
 House Bill No. 524  
 House Bill No. 530  
 House Bill No. 565  
 House Bill No. 584  
 House Bill No. 599  
 House Bill No. 609

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 26, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 586  
 House Bill No. 598  
 House Bill No. 626  
 House Bill No. 629  
 House Bill No. 634  
 House Bill No. 650  
 House Bill No. 652  
 House Bill No. 657  
 House Bill No. 658  
 House Bill No. 672  
 House Bill No. 673  
 House Bill No. 692  
 House Bill No. 710

- House Bill No. 714
- House Bill No. 734
- House Bill No. 740
- House Bill No. 748
- House Bill No. 750
- House Bill No. 759
- House Bill No. 791
- House Concurrent Resolution "L"
- House Concurrent Resolution "M"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 26, 1951

Mr. Speaker: I have the honor to return:

- House Bill No. 537
- House Bill No. 620
- House Bill No. 670
- House Bill No. 676
- House Bill No. 735
- House Bill No. 753
- House Bill No. 764

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 26, 1951

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. 717 Senators: Foss, Nordhogen and Leno.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 256

Which has been read.

Senator Streibel moved, that Senate Bill No. 256 be laid over one legislative day, which motion prevailed.

Senate Resolution No. 6

Which has been read.

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:

- |            |           |              |
|------------|-----------|--------------|
| Anderson   | Kamrath   | Rue          |
| Baeverstad | Knudson   | Sandness     |
| Bilden     | Klusmann  | Sauer        |
| Bjorlie    | Krenz     | Schoeder     |
| Blume      | Kusler    | Schrock      |
| Bridston   | Leno      | Solberg      |
| Coghlan    | Luick     | Spiekermeier |
| Dahl       | Morgan    | Strand       |
| Dewey      | Nelson    | Streibel     |
| Duffy      | Nordhogen | Thomas       |
| Feton      | O'Brien   | Tornø        |
| Foss       | Olson     | Troxel       |

Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Day	Shure	Stucke
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So the resolution was declared adopted.

Senate Resolution No. 8

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Klusmann	Rue
Baeverstad	Knudson	Sandness
Bilden	Krenz	Sauer
Bjorlie	Kusler	Schoeder
Blume	Leno	Schrock
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	Work
Kamrath		

Absent and not voting:

Bridston	Freed	Strand
Day	Shure	Stucke

So the resolution was declared adopted.

#### SECOND READING OF HOUSE BILL

House Bill No. 707

Which has been read.

Senator Pyle moved that House Bill No. 707 be amended as follows:

In line 18 change the word fifteen to twenty.

Senator O'Brien made the substitute motion that House Bill No. 707 be amended as follows:

In line 17 after the word "rate" strike out the rest of the line, and all of line 18, and the first word in line 19, and insert in lieu thereof: "agreed upon by the Board of County Commissioners. The"

Senator Kusler moved that further consideration of the amendments to House Bill No. 707 be laid on the table.

#### ROLL CALL

The question being on the motion of Senator Kusler that further consideration of the amendments to House Bill No. 707 be laid on the table, the roll was called and there were ayes, 14; nays, 33; absent and not voting, 2.

Those voting in the affirmative were:

Bjorlie	Kusler	Schoeder
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Coghlan	Luick	Solberg
Dahl	Reinke	Strand
Freed	Rue	Wahlund
Geelan	Sauer	

Those voting in the negative were:

Anderson	Haag	Page
Baeverstad	Kamrath	Pyle
Bilden	Klusmann	Sandness
Blume	Knudson	Schrock
Bridston	Krenz	Spiekermeier
Day	Leno	Streibel
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Welander
Fraser	Olson	Work

Absent and not voting:

Shure	Stucke
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So the motion was declared lost.

The question being on the substitute motion of Senator O'Brien to amend House Bill No. 707, which motion was declared lost.

The question being on the motion of Senator Pyle to amend House Bill No. 707, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 707, as amended by the Senate, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Haag	Pyle
Baeverstad	Kamrath	Schrock
Bilden	Knudson	Spiekermeier
Blume	Krenz	Streibel
Bridston	Leno	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Troxel
Feton	Nordhougen	Wahlund
Foss	O'Brien	Welander
Fraser	Olson	Work
Freed	Page	

Those voting in the negative were:

Bjorlie	Kusler	Sauer
Coghlan	Luick	Schoeder
Dahl	Reinke	Solberg
Day	Rue	Strand
Geelan	Sandness	Torno
Klusmann		

Absent and not voting:

Shure

So the bill passed and the title was agreed to.

Senator Haag moved that the vote by which House Bill No. 707 was passed be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 708

Which has been read.

Senator Rue moved that House Bill No. 708 be amended as follows:

In line 2 of the title after the word "production" insert a period and strike out the words "and declaring an emergency."

Strike out all of Section 8 of the bill.

Which motion was declared lost.

#### ROLL CALL

The question being on the final passage of House Bill No. 708, as amended by the Senate, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Dahl	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Morgan	Streibel
Duffy	Nelson	Stucke
Feton	Nordhogen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welanders
Haag	Reinke	Work

Those voting in the negative were:

Coghlan Rue

Absent and not voting:

Bridston Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Knudson moved that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 26, 1951

Mr. President: I have the honor to inform you that the House has adopted the reports of the Conference Committees on House Bill No. 625, House Bill No. 649, Senate Bill No. 7 and Senate Bill No. 17.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 26, 1951

Mr. President: I have the honor to return:

Senate Bill No. 67  
 Senate Bill No. 110  
 Senate Bill No. 126  
 Senate Bill No. 144  
 Senate Bill No. 154  
 Senate Bill No. 165  
 Senate Bill No. 172  
 Senate Bill No. 185  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "R"

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 625 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 625, have had the same under consideration and recommended:

The same be indefinitely postponed.

For the Senate:

ORRIS G. NORDHOUGEN  
KENNETH K. PYLE  
JOHN KUSLER

For the House:

ARTHUR E. LASKE  
ROY M. SNOW  
C. E. WALSTER

Senator Nordhougen moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference report on House Bill No. 625.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 721

Which has been read.

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:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Krenz	Schoeder
Bridston	Kusler	Schrock
Coghlan	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work

Absent and not voting:

Dahl	Shure	Stucke
Knudson	Strand	Troxel
Morgan		

So the bill passed and the title was agreed to.

House Bill No. 728

Which has been read.

Senator Day moved that House Bill No. 728 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 729

Which has been read.

#### 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Klusmann	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Absent and not voting:

Dahl	Schoeder	Strand
Knudson	Shure	

So the bill passed and the title was agreed to.

House Bill No. 730

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Knudson	Rue
Coghlan	Krenz	Sandness
Dahl	Luick	Strand
Day	Morgan	Torno
Foss	Reinke	Work
Klusmann		

Those voting in the negative were:

Anderson	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Solberg
Dewing	Nelson	Spiekermeier
Duffy	Nordhougen	Streibel
Feton	O'Brien	Stucke
Fraser	Olson	Thomas
Freed	Page	Wahlund
Geelan	Pyle	Welander

Absent and not voting:

Bridston	Shure	Troxel
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So the bill was declared lost for lack of a constitutional majority.

Senator Stucke moved that the vote by which House Bill No. 730 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 732

Which has been read.

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Streibel
Duffy	Nordhougen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Bridston	Shure	Troxel
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So the bill passed and the title was agreed to.

House Bill No. 738

Which has been read.

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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston	Shure
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So the bill passed and the title was agreed to.



House Bill No. 739  
Which has been read.

## 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekemeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nordhogen	Stucke
Duffy	Nelson	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Bridston Shure

So the bill passed and the title was agreed to.

House Bill No. 756

Which has been read.

## 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:

Anderson	Knudson	Sauer
Baeverstad	Kusler	Schoeder
Bilden	Leno	Schrock
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhogen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Those voting in the negative were:

Bjorlie	Klusmann	Solberg
Blume	Krenz	

Absent and not voting:

Bridston Duffy Shure

So the bill passed and the title was agreed to.

House Bill No. 760

Which has been read.

The question being on the final passage of the bill,

the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock
Bjorlie	Krenz	Spiekérmeier
Blume	Kusler	Strand
Bridston	Leno	Streibel
Coghlan	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Reinke	Welanders
Geelan	Rue	Work
Haag		

Those voting in the negative were:

Dahl	Page	Sandness
Day	Pyle	Solberg

Absent and not voting:

Feton	Nordhougen	Shure
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So the bill passed and the title was agreed to.

House Bill No. 788

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 19; nays, 27; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haag	Page
Bilden	Klusmann	Spiekérmeier
Bridston	Leno	Streibel
Day	Nelson	Stucke
Dewing	O'Brien	Thomas
Foss	Olson	Welanders
Geelan		

Those voting in the negative were:

Baeverstad	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Luick	Solberg
Dahl	Morgan	Strand
Feton	Pyle	Torno
Fraser	Reinke	Troxel
Freed	Rue	Wahlund
Kamrath	Sandness	Work

Absent and not voting:

Duffy	Nordhougen	Shure
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So the bill was declared lost for lack of a constitutional majority.

Senator Dahl moved that the vote by which House Bill No. 788 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.



So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 644

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 42; absent and not voting, 3.

Those voting in the affirmative were:

Klusmann	Pyle	Schrock
Morgan		

Those voting in the negative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Day	Nelson	Thomas
Dewing	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work

Absent and not voting:

Duffy	Nordhougen	Shure
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So the bill was declared lost for lack of a constitutional majority.

House Bill No. 665

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Fraser	Rue
Baeverstad	Freed	Sandness
Bilden	Kamrath	Sauer
Bridston	Klusmann	Schrock
Coghlan	Knudson	Spiekermeier
Dahl	Krenz	Strand
Day	Morgan	Stucke
Dewing	O'Brien	Thomas
Feton	Pyle	Torno
Foss	Reinke	

Those voting in the negative were:

Bjorlie	Leno	Solberg
Blume	Luick	Streibel
Duffy	Nelson	Troxel
Geelan	Olson	Wahlund
Haag	Page	Welander
Kusler	Schoeder	Work

Absent and not voting:

Nordhougen Shure

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 665 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 743

Which has been read.

Senator Bridston moved that House Bill No. 743 be laid over one legislative day.

Senator Dahl made the substitute motion that further consideration of House Bill No. 743 be laid on the table.

### ROLL CALL

The question being on the motion of Senator Dahl that further consideration of House Bill No. 743 be laid on the table, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Coghan	Leno	Spiekemeier
Dahl	Luick	Strand
Feton	Morgan	Streibel
Foss	Nelson	Thomas
Fraser	Olson	Torno
Haag	Page	Troxel
Kamrath	Pyle	Welander
Klusmann	Sandness	Work

Those voting in the negative were:

Bilden	Freed	Rue
Bjorlie	Geelan	Schrock
Blume	Kusler	Solberg
Bridston	O'Brien	Stucke
Day	Reinke	Wahlund
Dewing		

Absent and not voting:

Duffy Nordhougen Shure

So the motion was declared carried.

House Bill No. 601

Which has been read.

Senator Morgan moved that House Bill No. 601 be referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 604

Which has been read.

Senator Nordhougen moved that House Bill No. 604 be laid over one legislative day.

Senator Morgan made the substitute motion that House Bill No. 604 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., February 27, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-SIXTH DAY AFTER RECESS  
AND FIFTY-SEVENTH DAY

Bismarck, February 27, 1951

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7  
Senate Bill No. 17  
Senate Resolution No. 6  
Senate Resolution No. 8  
Senate Memorial Resolution "B"  
Senate Memorial Resolution "C"  
And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 7  
Senate Bill No. 17  
Senate Resolution No. 6  
Senate Resolution No. 8  
Senate Memorial Resolution "B"  
Senate Memorial Resolution "C"

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 27, 1951

Mr. President: I have the honor to transmit:

House Bill No. 514  
House Bill No. 518  
House Bill No. 523  
House Bill No. 533  
House Bill No. 574  
House Bill No. 592  
House Bill No. 610  
House Bill No. 616  
House Bill No. 642  
House Bill No. 661

House Bill No. 674  
 House Bill No. 694  
 House Bill No. 705  
 House Bill No. 726  
 House Bill No. 762  
 House Bill No. 763  
 House Bill No. 783

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 27, 1951

Mr. President: I have the honor to return:

Senate Bill No. 255

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 27, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 503 and House Bill No. 565.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 27, 1951

Mr. President: I have the honor to return:

Senate Bill No. 2  
 Senate Bill No. 3  
 Senate Bill No. 21  
 Senate Bill No. 47  
 Senate Bill No. 55  
 Senate Bill No. 61  
 Senate Bill No. 90  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 124  
 Senate Bill No. 128  
 Senate Bill No. 139  
 Senate Bill No. 145  
 Senate Bill No. 149  
 Senate Bill No. 151  
 Senate Bill No. 153  
 Senate Bill No. 156  
 Senate Bill No. 158  
 Senate Bill No. 171  
 Senate Bill No. 176  
 Senate Bill No. 195  
 Senate Bill No. 208  
 Senate Bill No. 220  
 Senate Bill No. 222  
 Senate Bill No. 239

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Resolution No. 7, have had the same under consideration and recommend that the same be amended as follows:

After line 43 insert the following:

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the state of North Dakota transmit copies of this resolution to the President of the United States, the Secretary of State of the United States, the Secretary of the Interior of the United States, to the respective heads of the Bureau of Reclamation and the Army Engineers, and to each member of the North Dakota congressional delegation.

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. 504, 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 Appropriations to whom was referred House Bill No. 519, 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 Appropriations to whom was referred House Bill No. 532, have had the same under consideration and recommend that the same be amended as follows:

In line 4 change the figure \$643,340.00 to \$653,340.00

In line 10 after the comma following the figure "1953" insert the following: "and for the establishment of the Baldhill Development Revolving Fund,"

Following line 38 insert the following:

Baldhill Development Revolving Fund .....\$10,000.00

In line 39 change the figure \$643,340.00 to \$653,340.00.

Following line 39 add the following:

SECTION 2.) The appropriation made in this Act for the Baldhill Development Project shall constitute a revolving fund and there is hereby appropriated to such fund all sums received as reimbursement from the federal government for expenditures made.

Renumber the lines accordingly.

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 Appropriations to whom was referred House Bill No. 601, 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 Appropriations to whom was referred House Bill No. 604, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

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 Transportation to whom was referred House Bill No. 770, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, delete all of line 3 and line 4 through and including the semi-colon after the word "vehicles".

In line 43, delete the words "highway commissioner" and insert in lieu thereof the words "motor vehicle registrar".

In line 51, delete the word "commissioner" and insert in lieu thereof the words "motor vehicle registrar".

In line 53, delete the word "commissioner" and insert in lieu thereof the words "motor vehicle registrar".

Delete all of Section 2.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HUGH J. WORK, Chairman.

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 785, have had the same under consideration and recommend that the same be amended as follows:

In line 51, strike out the word "ten" and insert in lieu thereof the word "five".

In line 52, strike out the words "the first" and insert in lieu thereof the word "each". After the word machine insert the words "or device;" and strike out the words "and two dollars".

Strike out all of line 53.

In line 58, strike out the word "twenty-five" and insert in lieu thereof the word "fifteen". Strike out the word "the" at the end of the line.

In line 59, strike out the word "first" and insert the word "each". After the word "machine" strike out the balance of line and insert in lieu thereof the words "or device."

Renumber the lines.

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 799, have had the same under consideration and recommend that the same be amended as follows:

In line 1 after the word "city" insert "having a population of twenty five hundred or more"

Renumber the lines accordingly.

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 and Federal Government to whom was referred House Concurrent Resolution "Q," 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.

**CONSIDERATION OF AMENDMENTS**

Senator Bilden moved that the amendments to House Bill No. 571 be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 594 be adopted, which motion prevailed.

**MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, February 27, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7

Senate Bill No. 17

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

**SECOND READING OF HOUSE BILLS**

House Bill No. 631

Which has been read.

**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:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sandness
Bjorlie	Krenz	Sauer
Blume	Kusier	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekemeier
Dahl	Morgan	Stucke
Day	Nelson	Thomas
Dewing	Nordhousen	Torno
Feton	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work

Absent and not voting:

Duffy	Schoeder	Strand
Foss	Shure	Streibel
Knudson		

So the bill passed and the title was agreed to.

House Bill No. 666

Which has been read.

Senator Freed moved that House Bill No. 666 be laid over one legislative day, which motion prevailed.

House Bill No. 667

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness

Bilden	Klusmann	Sauer
Bjorlie	Krenz	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Stucke
Dahl	Morgan	Thomas
Day	Nelson	Torno
Dewing	Nordhougen	Troxel
Feton	O'Brien	Wahlund
Fraser	Olson	Welander
Freed	Reinke	Work
Geelan		

Those voting in the negative were:

Blume	Page	Solberg
Kusler	Schrock	

Absent and not voting:

Duffy	Pyle	Shure
Foss	Schoeder	Streibel
Knudson		

So the bill passed and the title was agreed to.

House Bill No. 668

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Feton	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Duffy	Knudson	Shure
Foss	Schoeder	

So the bill passed and the title was agreed to.

House Bill No. 671

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 35; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Krenz	Sauer
Blume	Kusler	Schrock
Coghlan	Leno	Spiekermeier
Dahl	Luick	Streibel

Day	Morgan	Thomas
Dewing	Nordhougen	Torno
Feton	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welanders
Haag	Reinke	Work
Kamrath	Rue	
Those voting in the negative were:		
Bilden	Nelson	Solberg
Bjorlie	Olson	Stucke
Geelan		
Absent and not voting:		
Bridston	Knudson	Shure
Duffy	Schoeder	Strand
Foss		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 684

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 18; nays, 24; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Freed	Reinke
Bridston	Klusmann	Rue
Coghlan	Krenz	Torno
Dahl	Luick	Troxel
Day	O'Brien	Wahlund
Foss	Page	Work

Those voting in the negative were:

Anderson	Haag	Sauer
Bilden	Kamrath	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Dewing	Nelson	Streibel
Feton	Nordhougen	Stucke
Fraser	Pyle	Thomas
Geelan	Sandness	Welanders

Absent and not voting:

Duffy	Olson	Shure
Knudson	Schoeder	Strand
Morgan		

So the bill was declared lost for lack of a constitutional majority.

Senator Solberg moved that the vote by which House Bill No. 684 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 695

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
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Baeverstad	Klusmann	Sauer
Bilden	Krenz	Schrock
Bridston	Kusler	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Nelson	Thomas
Day	O'Brien	Torno
Foss	Page	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander

Those voting in the negative were:

Bjorlie	Fraser	Pyle
Blume	Haag	Streibel
Dewing	Leno	Stucke
Feton	Nordhougen	Work

Absent and not voting:

Duffy	Olson	Shure
Knudson	Schoeder	Strand
Morgan		

So the bill passed and the title was agreed to.

House Bill No. 713

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 17; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Feton	Sauer
Baeverstad	Freed	Schrock
Bilden	Klusmann	Strand
Bjorlie	Krenz	Torno
Bridston	Page	Troxel
Coghlan	Reinke	Wahlund
Dahl	Rue	Welander
Day	Sandness	Work

Those voting in the negative were:

Blume	Kusler	Solberg
Dewing	Leno	Spiekermeier
Fraser	Luick	Streibel
Geelan	Nordhougen	Stucke
Haag	O'Brien	Thomas
Kamrath	Pyle	

Absent and not voting:

Duffy	Morgan	Schoeder
Foss	Nelson	Shure
Knudson	Olson	

So the bill was declared lost for lack of a constitutional majority.

Senator Schrock changed his vote from aye to nay for the purpose of reconsideration.

House Bill No. 716

Which has been read.

#### 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:

Anderson	Haag	Sandness
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Baeverstad	Kamrath	Sauer
Bjorlie	Klusmann	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Day	Nelson	Thomas
Dewing	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Bilden	Morgan	Schrock
Duffy	Olson	Shure
Knudson	Schoeder	

So the bill passed and the title was agreed to.

House Bill No. 722

Which has been read.

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schrock
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Streibel
Dahl	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan		

Absent and not voting:

Duffy	Morgan	Schoeder
Knudson	Olson	Shure

So the bill passed and the title was agreed to.

House Bill No. 780

Which has been read.

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:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schrock
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand

Coghlan	Luick	Streibel
Dahl	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag	Sandness	
Absent and not voting:		
Bilden	Knudson	Schoeder
Day	Morgan	Shure
Duffy	Olson	

So the bill passed and the title was agreed to.

House Bill No. 803

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Klusmann	Sauer
Blume	Krenz	Spiekermeier
Bridston	Luick	Strand
Coghlan	Nelson	Torno
Dahl	O'Brien	Troxel
Day	Page	Wahlund
Feton	Pyle	Welander
Foss	Reinke	Work
Freed	Rue	

Those voting in the negative were:

Bilden	Kamrath	Solberg
Bjorlie	Kusler	Streibel
Dewing	Leno	Stucke
Fraser	Nordhougen	Thomas
Haag	Schrock	

Absent and not voting:

Duffy	Morgan	Schoeder
Knudson	Olson	Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bridston moved that the vote by which House Bill No. 803 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "J"

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Geelan	Sandness
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schrock

Bjorlie	Klusmann	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Day	Morgan	Thomas
Dewing	Nelson	Torno
Feton	O'Brien	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Absent and not voting:		
Duffy	Olson	Schoeder
Knudson	Rue	Shure
Nordhougen		

So the resolution was declared adopted.

House Bill No. 728

Which has been read.

Senator Day moved that House Bill No. 728 be amended as follows: After line 151 add the following: "3. Applied to the right, title, or interest of any railroad."

Which motion prevailed.

**ROLL CALL**

The question being on the final passage of House Bill No. 728, as amended by the Senate, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Coghlan	Olson	Shure
Duffy	Schoeder	Stucke

So the bill passed and the title was agreed to.

Senator Schrock requested that the Senate be on the eighth order of business, which request was granted.

**MOTIONS**

Senator Schrock moved that the vote by which House Bill No. 713 was lost be reconsidered, which motion prevailed.

Senator Schrock moved that House Bill No. 713 be placed at the foot of the calendar, which motion prevailed.

**REPORTS OF STANDING COMMITTEES**

The Committee on Enrollment and Engrossment respectfully reports that:



Senate Bill No. 2  
 Senate Bill No. 3  
 Senate Bill No. 21  
 Senate Bill No. 47  
 Senate Bill No. 55  
 Senate Bill No. 61  
 Senate Bill No. 90  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 124  
 Senate Bill No. 128  
 Senate Bill No. 139  
 Senate Bill No. 145  
 Senate Bill No. 149  
 Senate Bill No. 151  
 Senate Bill No. 153  
 Senate Bill No. 156  
 Senate Bill No. 158  
 Senate Bill No. 171  
 Senate Bill No. 176  
 Senate Bill No. 195  
 Senate Bill No. 208  
 Senate Bill No. 220  
 Senate Bill No. 222  
 Senate Bill No. 239

Were delivered to the Governor for his approval at the hour of 1:45 o'clock, p.m., February 27, 1951.

W. R. BLUME, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 6  
 Senate Resolution No. 8  
 Senate Memorial Resolution "B"  
 Senate Memorial Resolution "C"

Were delivered to the Secretary of State at the hour of 1:15 o'clock, p.m., February 27, 1951.

W. R. BLUME, Chairman.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 26, 1951

Members of the Senate  
 Thirty-Second Legislative Assembly  
 Senate Chambers  
 Bismarck, North Dakota  
 Gentlemen:

Today I have approved Senate Bills Numbers 9 and 66.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE

Governor

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 514  
 House Bill No. 518  
 House Bill No. 523  
 House Bill No. 533  
 House Bill No. 574  
 House Bill No. 592  
 House Bill No. 610  
 House Bill No. 616  
 House Bill No. 642  
 House Bill No. 661  
 House Bill No. 674  
 House Bill No. 694  
 House Bill No. 705  
 House Bill No. 726  
 House Bill No. 762  
 House Bill No. 763  
 House Bill No. 783

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 514  
 House Bill No. 518  
 House Bill No. 523  
 House Bill No. 533  
 House Bill No. 574  
 House Bill No. 592  
 House Bill No. 610  
 House Bill No. 616  
 House Bill No. 642  
 House Bill No. 661  
 House Bill No. 674  
 House Bill No. 694  
 House Bill No. 705  
 House Bill No. 726  
 House Bill No. 762  
 House Bill No. 763  
 House Bill No. 783

Which the President has signed.

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Bill No. 517

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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schrock
Bjorlie	Knudson	Solberg
Blume	Krenz	Spiekermeier
Bridston	Kusler	Strand

Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Day	Nelson	Thomas
Dewing	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Duffy	Nordhogen	Shure
Morgan	Schoeder	

So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 554 has had the same under consideration and recommends:

That the House concur in Senate amendments.

For the Senate:

WALTER TROXEL  
KENNETH K. PYLE  
ORRIS G. NORDHOUGEN

For the House:

HARVEY G. WAMBHEIM  
EDWIN G. SAILER  
JOSEPH WELK

Senator Troxel moved that the report be adopted, which motion prevailed and the report was adopted.

#### SECOND READING OF SENATE BILL

Senate Bill No. 256

Which has been read.

#### 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:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Troxel
Foss	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag	Rue	

Absent and not voting:

Day	Knudson	Shure
Duffy	Nordhogen	Torno
Fraser	Schoeder	

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 27, 1951

Mr. President: I have the honor to return:

Senate Bill No. 10  
Senate Bill No. 14  
Senate Bill No. 46  
Senate Bill No. 100  
Senate Bill No. 102  
Senate Bill No. 164  
Senate Bill No. 191  
Senate Bill No. 199  
Senate Bill No. 207  
Senate Bill No. 216  
Senate Bill No. 246  
Senate Bill No. 249  
Senate Concurrent Resolution "K"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 27, 1951

Mr. President: I have the honor to return:

Senate Bill No. 193  
Senate Bill No. 240

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

Senator Baeverstad moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that after the reading of House Bills Nos. 538, 540, 552, 585, 617, 628, 643, 690, 720, 752, 800, 801, House Concurrent Resolutions "D" "R" and "S" the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-SEVENTH DAY

Bismarck, February 27, 1951

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. Carsten Brien, Mandan.

Roll Call: All Senators present except Senators Duffy, Schoeder and Shure.

A quorum was declared by the President.

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:

On page 654, in line 49 correct the spelling of the word "second".

On page 655, after line 51 insert the following: "Senator Haag moved that the vote by which House Bill No. 707 was passed be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed."

And recommend that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 717, have had the same under consideration and recommends that the House concur in the Senate amendments.

For the Senate:

P. L. FOSS  
ORRIS G. NORDHOUGEN  
EDWARD LENO

For the House:

K. A. FITCH  
WALTER BUBEL  
ERNEST C. LIVINGSTON

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 665  
House Bill No. 700  
House Bill No. 702  
House Bill No. 729  
House Bill No. 738  
House Bill No. 739  
House Bill No. 756  
House Bill No. 760  
House Bill No. 797

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 707  
House Bill No. 708  
House Bill No. 721  
House Bill No. 732  
House Bill No. 795

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 27, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 682  
House Bill No. 730  
House Bill No. 743  
House Bill No. 774  
House Bill No. 788

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 27, 1951

Mr. President: I have the honor to return:

Senate Bill No. 5 which the House has amended as follows:  
On line 10 after the words Salaries & Wages insert the figures \$540,600.00".

Strike out lines 11 and 12 in their entirety.

Renumber the lines.

Senate Bill No. 80 which the House has amended as follows:

Line 11 of the amended bill, between the word "to" and the word "two" insert the words "at least".

Line 24 of the amended bill, strike out the word "twenty" and insert in lieu thereof the word "thirty".

Senate Bill No. 117 which the House has amended as follows:

In line ten of the engrossed bill after the word "to" insert the following words "construction and building moving".

In line eleven after the word "equipment" insert a "comma" and insert the following language "or to equipment used by such contractors to move their own equipment and when so moved by its owner or owners comma the moving equipment shall not exceed ten feet comma".

In line twenty-three strike the "period" and insert in lieu thereof a "comma" and insert the following language: "except that construction and building moving contractors moving their own equipment or equipment used by them to move their own equipment may exceed the combined length of forty-five feet comma but the same shall not exceed the combined length of sixty feet comma except that building movers may exceed the combined length of sixty feet comma nor shall the sixty foot length limitation apply to the transportation of empty equipment of building moving contractors period"

Renumber the lines accordingly.

Senate Bill No. 119 which the House has amended as follows:

Line 5 of the amended bill, strike out the bracket.

Line 11 of the amended bill, strike out the bracket and the remainder of the line.

Strike out lines 12, 13, 14, 15, 16, 17, 18 and 19.

Line 67, strike out the word "If" and capitalize the letter "a" in the word "any".

Line 68, after the word "court" insert the word "who".

Renumber the lines accordingly.

Senate Bill No. 161 which the House has amended as follows:

In the sixth line of the title, after the word "exceed" strike out the word "forty" and insert in lieu thereof the word "fifty".

In line 7, of the printed bill, strike out the word "forty" and insert in lieu thereof the word "fifty".

Senate Bill No. 234 which the House has amended as follows:

In Section (1) line 17 of the printed bill after the word "associations" add the following language "within the limits of federal insurance."

In Section (2) line 60 after the word "associations" add the following language "within the limits of federal insurance."

Renumber the lines accordingly.

KENNETH L. MORGAN, Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Stucke moved that the Senate do concur in the House amendments to Senate Bill No. 5, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 5 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 5

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator O'Brien moved that the Senate do concur in the House amendments to Senate Bill No. 80, which motion prevailed.

Senator O'Brien moved that the Senate reconsider its action in concurring in the House amendments to Senate Bill No. 80, which motion prevailed.

Senator Knudson moved that the Senate do not concur in the House amendments to Senate Bill No. 80 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 80, Senators Knudson, Streibel and O'Brien.

Senator Work moved that the Senate do concur in the House amendments to Senate Bill No. 117, which motion prevailed.

Senator Work moved that the rules be suspended and that Senate Bill No. 117 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 117  
Which has been read.

## 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 119, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 119 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 119

Which has been read.

## 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorkie	Kusler	Schrock
Blume	Krenz	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		



Absent and not voting:

Duffy Schoeder Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 161, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 161 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 161

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Duffy Schoeder Shure

So the bill passed and the title was agreed to.

Senator Bridston moved that the Senate do concur in the House amendments to Senate Bill No. 234, which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 234 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 234

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier

Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Day	Foss	Schoeder
Duffy	Nordhougen	Shure

So the bill passed and the title was agreed to.

### SECOND READING OF HOUSE BILLS

House Bill No. 538

Which has been read.

### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Fraser	O'Brien	Torno
Freed	Olson	Troxel
Geelan	Page	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Those voting in the negative were:

Pyle

Absent and not voting:

Bridston	Duffy	Schoeder
Day	Foss	Shure

So the bill passed and the title was agreed to.

House Bill No. 540

Which has been read.

### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Coghlan	Luick	Strand

Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	Work
Kamrath	Rue	

Absent and not voting:

Bridston	Foss	Shure
Duffy	Schoeder	

So the bill passed and the title was agreed to.

House Bill No. 552

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Geelan	Olson
Baeverstad	Klusmann	Pyle
Bilden	Knudson	Rue
Blume	Krenz	Sandness
Bridston	Kusler	Schrock
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Thomas
Feton	Nelson	Torno
Foss	Nordhougen	Troxel
Freed	O'Brien	Work

Those voting in the negative were:

Bjorlie	Page	Streibel
Dewing	Reinke	Stucke
Fraser	Sauer	Wahlund
Haag	Solberg	Welander
Kamrath		

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which House Bill No. 552 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Morgan moved that the Senate request the Governor to return Senate Bill No. 113, which motion prevailed.

Senator Work moved that House Bill No. 800 be placed at the head of the calendar, which motion prevailed.

#### MESSAGE TO THE GOVERNOR

Senate Chamber  
Bismarck, February 27, 1951

Hon. Norman Brunsdale  
Governor of North Dakota  
Bismarck, North Dakota

Dear Governor Brunsdale:

I have the honor to inform you that the Senate has requested the return of Senate Bill No. 113.

W. J. TROUT, Secretary.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 27, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 80 and the President has appointed as a Conference Committee, Senators Knudson, Streibel and O'Brien and that the Senate do concur to House amendment to Senate Bills No: 5, 117, 119, 161, 234.

W. J. TROUT, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 800

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Spiekermeier
Blume	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Day	Morgan	Thomas
Dewing	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welander
Geelan	Page	Work
Haag	Pyle	

Those voting in the negative were:

Freed	Schrock	Solberg
Rue		

Absent and not voting:

Bridston	Schoeder	Shure
Duffy		

So the bill passed and the title was agreed to.

Senator Pyle moved that the vote by which House Bill No. 800 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 585

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 33; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Schrock
Bilden	Knudson	Spiekermeier
Coghlan	Krenz	Strand
Day	Kusler	Streibel
Dewing	Leno	Thomas
Feton	Morgan	Torno
Foss	O'Brien	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Haag	Reinke	Work

Those voting in the negative were:

Blume	Nelson	Sauer
Bridston	Olson	Solberg
Dahl	Rue	Stucke
Geelan		

Absent and not voting:

Bjorlie	Luick	Schoeder
Duffy	Nordhougen	Shure

So the bill passed and the title was agreed to.

**MESSAGE FROM THE GOVERNOR**

State of North Dakota

**OFFICE OF THE GOVERNOR**

Bismarck

February 27, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Pursuant to your request of February 27, I am pleased to return Senate Bill No. 113.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

**MESSAGE FROM THE GOVERNOR**

State of North Dakota

**OFFICE OF THE GOVERNOR**

Bismarck

February 27, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bills Numbers 137 and 138.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

Senator Morgan moved that the Senate do now recess until 11:00 a.m., February 28, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-SEVENTH DAY AFTER RECESS  
AND FIFTY-EIGHTH DAY

Bismarck, February 28, 1951

The Senate convened at 11:00 a.m., pursuant to recess taken,  
the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 249

And find the same correctly enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 249

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 249

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

February 27, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved Senate Bills Numbers 40, 65, 68, 72, 73, 75, 78, 81, 98, 108, 109, 136, 140 and 179.

These bills have been filed with the Secretary of State.

Sincerely yours,  
**NORMAN BRUNSDALE**  
 Governor

**MESSAGE FROM THE GOVERNOR**  
 State of North Dakota  
**OFFICE OF THE GOVERNOR**  
 Bismarck

February 27, 1951

Members of the Senate  
 Thirty-Second Legislative Assembly  
 Senate Chambers  
 Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bills Numbers 2, 3, 53, 101, 176, 180, 195, 208, and 239.

These bills have been filed with the Secretary of State.

Sincerely yours,  
**NORMAN BRUNSDALE**  
 Governor.

**MESSAGES FROM THE HOUSE**

House Chamber  
 Bismarck, February 28, 1951

Mr. President: I have the honor to return:

Senate Bill No. 26  
 Senate Bill No. 28  
 Senate Bill No. 44  
 Senate Bill No. 45  
 Senate Bill No. 49  
 Senate Bill No. 57  
 Senate Bill No. 60  
 Senate Bill No. 97  
 Senate Bill No. 123  
 Senate Bill No. 134  
 Senate Bill No. 160  
 Senate Bill No. 169  
 Senate Bill No. 170  
 Senate Bill No. 181  
 Senate Bill No. 188  
 Senate Bill No. 196  
 Senate Bill No. 204

Senate Concurrent Resolution "O"

Which the House has passed unchanged.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
 Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

Senate Bill No. 52  
 Senate Bill No. 105  
 Senate Bill No. 173  
 Senate Bill No. 230  
 Senate Concurrent Resolution "B"

Which the House has indefinitely postponed.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

Senate Bill No. 249

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 249

Was delivered to the Governor for his approval at the hour of 12:10 p.m., February 28, 1951.

W. R. BLUME, Chairman.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 80 Reps. Stormon of Rolette, McLellan and Wolf.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 717.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to return:

Senate Bill No. 4 which the House has amended as follows:  
On line 4 of the engrossed bill strike out the figures \$965,900.00 and insert in lieu thereof the figures "\$1,025,900.00".

On line 10 strike out the figures \$740,000.00 and insert in lieu thereof the figures "\$800,000.00".

On line 54 strike out the figures \$1,525,900.00 and insert in lieu thereof the figures "\$1,585,900.00".

Senate Bill No. 6 which the House has amended as follows:

On line 4 of the title change the "period" to a "comma" and add the following language: "and declaring an emergency."

On line 4 of the engrossed bill strike out the figures \$653,600.00 and insert in lieu thereof the figures "\$753,600.00".

On lines 9 and 10 change the years to read "1951 and 1953".

On line 11 strike out the figures \$1,250,000.00 and insert in lieu thereof the figures "\$1,485,000.00".

On line 28 insert a comma after the word "Well" and the words "Equipment and Pump House".

On line 28 strike out the figures \$15,000.00 and insert in lieu thereof the figures "\$30,000.00".

Strike out line 31 in its entirety.



On line 32 after the word "feet" add the words "of smoke-stack".

On line 47 strike out the figures \$3,068,600.00 and insert in lieu thereof the figures "\$3,168,600.00".

Add as new lines the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Re-number the lines accordingly.

Senate Bill No. 8 which the House has amended as follows:

On line 4 of the engrossed bill strike out the figures \$553,425.00 and insert in lieu thereof the figures "\$567,425.00".

On line 8 correct the spelling of the word "biennium".

Insert as line 37a the following: "2. Sewer, Plumbing and Water.....\$13,000.00"

Insert as line 37b the following: "3. Water Meter.....\$1,000.00"

On line 50 strike out the figures \$535,950.00 and insert in lieu thereof the figures "\$549,950.00".

Number the last line of the bill "65".

On line 65 strike out the figures \$578,425.00 and insert in lieu thereof the figures "\$592,425.00".

Senate Bill No. 147 which the House amended as follows:

On line 1 of the title strike out the figures \$4,000,000.00 and insert in lieu thereof the figures "\$5,000,000.00".

On line 4 of the bill strike out the figures \$4,000,000.00 and insert in lieu thereof the figures "\$5,000,000.00".

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 506  
House Bill No. 524  
House Bill No. 530  
House Bill No. 584  
House Bill No. 599

KENNETH L. MORGAN, Chief Clerk.

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to House Bill No. 532 be adopted, which motion prevailed.

Senator Work moved that the amendments to House Bill No. 770 be adopted, which motion prevailed.

Senator Pyle moved that the amendment to House Bill No. 785 be amended as follows: Strike out all of lines 60 and 61 of the printed bill. Which motion prevailed.

Senator Pyle moved that the rules be suspended and that amendments to House Bill No. 785 be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 799 be adopted, which motion prevailed.

Senator Rue moved that the amendments to Senate Resolution No. 7 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 617

Which has been read.

Senator Geelan moved that House Bill No. 617 be amended to provide that each annual state retail liquor license be raised \$25.00 and each annual state retail beer license be raised \$10.00 to finance the program provided for in this act. Which motion was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 617, the roll was called and there were ayes, 34; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Krenz	Spiekermeier
Blume	Kusler	Strand
Coghlan	Leno	Streibel
Dahl	Luick	Stucke
Dewing	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	Olson	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welandner
Geelan		

Those voting in the negative were:

Schrock	Solberg	Work
---------	---------	------

Absent and not voting:

Anderson	Klusmann	Page
Bridston	Knudson	Pyle
Day	Morgan	Schoeder
Duffy	O'Brien	Shure

So the bill passed and the title was agreed to.

Senator Olson: I want to explain my vote and I want it recorded in the Journal. How long are we going to continue to legalize the liquor business to make human wrecks, who fill our jails and penitentiaries and insane hospitals and relief rolls? And now we are setting up another institution to care for their wrecks at the expense of the taxpayers. I voted aye for the benefit of the unfortunate individual.

Senator Troxel: I want to explain my vote too. The passage of House Bill No. 617 without the amendment is the greatest victory for the liquor traffic since the repeal of the 18th Amendment. We pat them on the back and say "you make them and we will take care of them out of the public treasury."

House Bill No. 628

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sauer
Bilden	Knudson	Schrock
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Streibel
Dahl	Morgan	Stucke
Dewing	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	Olson	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Anderson	Klusmann	Pyle
Day	O'Brien	Schoeder
Duffy	Page	Shure

So the bill passed and the title was agreed to:

Senator Sandness moved that the vote by which House Bill No. 628 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 643

Which has been read.

Senator Morgan moved that House Bill No. 643 be amended as follows: In line 10 after the word "Act" insert the following language: "He shall make quarterly reports of all funds so received to the State Budget Director."

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 643, as amended by the Senate, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Knudson	Schrock
Bilden	Krenz	Solberg
Bjorlie	Kusler	Spiekermeier
Blume	Leno	Strand
Coghlan	Luick	Streibel
Dahl	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	Olson	Torno
Foss	Pyle	Troxel
Fraser	Reinke	Wahlund
Freed	Rue	Welander
Geelan	Sandness	Work
Haag		

Absent and not voting:

Bridston	Klusmann	Page
Day	Morgan	Schoeder
Duffy	O'Brien	Shure

So the bill passed and the title was agreed to.

House Bill No. 653

Which has been read.

Senator Strand moved that House Bill No. 653 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 679

Which has been read.

Senator Nordhougen moved that House Bill No. 679 be laid over one legislative day, which motion prevailed.

House Bill No. 680

Which has been read.

Senator Dewing moved that House Bill No. 680 be laid over one legislative day, which motion prevailed.

House Bill No. 690

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander
Haag	Sandness	Work
Kamrath		

Those voting in the negative were:

Anderson

Absent and not voting:

Bilden	Klusmann	Schoeder
Day	Morgan	Shure
Duffy	O'Brien	

So the bill passed and the title was agreed to.

House Bill No. 720

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kamrath	Schrock
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Dahl	Luick	Streibel
Dewing	Nelson	Stucke

Feton	Nordhougen	Thomas
Foss	Olson	Torno
Fraser	Reinke	Wahlund
Geelan	Sandness	Welander
Haag	Sauer	

Those voting in the negative were:

Anderson	Knudson	Rue
Coghlan	Page	Troxel
Freed	Pyle	Work

Absent and not voting:

Bilden	Klusmann	Schoeder
Day	Morgan	Shure
Duffy	O'Brien	

So the bill passed and the title was agreed to.

House Bill No. 752

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Knudson	Schrock
Bjorlie	Krenz	Spiekermeier
Blume	Kusler	Strand
Bridston	Luick	Stucke
Dahl	Morgan	Thomas
Dewing	Nordhougen	Torno
Feton	Page	Troxel
Foss	Pyle	Wahlund
Fraser	Reinke	Welander
Freed	Rue	Work
Geelan	Sandness	

Those voting in the negative were:

Coghlan	Nelson	Solberg
Haag	Olson	Streibel
Leno		

Absent and not voting:

Bilden	Klusmann	Schoeder
Day	O'Brien	Shure
Duffy		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 801

Which has been read.

Senator Dahl moved that House Bill No. 801 be laid over one legislative day, which motion prevailed.

House Bill No. 802

Which has been read.

Senator Bjorlie moved that House Bill No. 802 be laid over one legislative day, which motion prevailed.

House Concurrent Resolution "D"

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 35; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Knudson	Sauer
Bilden	Kusler	Schrock
Bjorlie	Leno	Solberg
Blume	Luick	Spiekermeier
Coghlan	Nelson	Streibel
Dewing	Nordhogen	Stucke
Feton	Olson	Thomas
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	

Those voting in the negative were:

Bridston	Krenz	Torno
Dahl	Morgan	Work
Freed	Strand	

Absent and not voting:

Day	Klusmann	Schoeder
Duffy	O'Brien	Shure

So the resolution was declared adopted.

House Concurrent Resolution "R"

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Olson	Thomas
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Those voting in the negative were:

Torno

Absent and not voting:

Dahl	Klusmann	Schoeder
Day	Nordhogen	Shure
Duffy	O'Brien	

So the resolution was declared adopted.

House Concurrent Resolution "S"

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Haag		

Absent and not voting:

Day	Klusmann	Schoeder
Duffy	Nordhougen	Shure

So the resolution was declared adopted.

House Bill No. 713

Which has been read.

Senator O'Brien moved that House Bill No. 713 be amended as follows: In line 7 strike out the word "five" and insert in lieu thereof the word "four" and in the same line strike out the word "four" and insert the word "eight" in lieu thereof.

Senator Schrock made a substitute motion that House Bill No. 713 be amended as follows:

In line 7, delete the words "four hundred" and in lines 10 and 13 delete the brackets, and in line 13 after the brackets delete the rest of the paragraph.

Which motion prevailed.

## ROLL CALL

The question being on the final passage of House Bill No. 713, as amended by the Senate, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Stucke
Dahl	Nelson	Thomas
Feton	Nordhougen	Torno
Foss	O'Brien	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan	Rue	Work
Kamrath	Sandness	

Those voting in the negative were:

Dewing                      Olson                      Streibel  
 Haag                        Page

Absent and not voting:

Anderson                  Duffy                      Schoeder  
 Day                        Klusmann                Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Sandness moved that the vote by which House Bill No. 713 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 501, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 4 to 22 inclusive, and insert the following lines, in lieu thereof:

- 4 The sums hereafter named only, or so much thereof as  
 4a may be  
 5 necessary, are hereby appropriated out of any moneys  
 5a in the  
 6 State Treasury, not otherwise appropriated, for the  
 6a purpose  
 7 specified in the following sections of this Act, to each of  
 8 the institutions hereinafter named, in the sums set forth  
 9 as follows:
- |    |   |                |
|----|---|----------------|
| 10 | 1. State University .....                     | \$3,674,027.00 |
| 11 | 2. (a) Agricultural College .....             | 3,196,640.00   |
| 12 | (b) Agricultural College—                     |                |
| 13 | Experiment Station .....                      | 1,041,110.00   |
| 14 | (c) Agricultural College—                     |                |
| 15 | Extension Division .....                      | 278,524.00     |
| 16 | 3. State Teachers College, Dickinson .....    | 421,900.00     |
| 17 | 4. Ellendale Normal & Industrial School ..... | 297,100.00     |
| 18 | 5. State Teachers College, Mayville .....     | 342,450.00     |
| 19 | 6. State Teachers College, Minot .....        | 828,250.00     |
| 20 | 7. State Teachers College, Valley City .....  | 618,100.00     |
| 21 | 8. School of Science, Wahpeton .....          | 668,300.00     |
| 22 | 9. School of Forestry, Bottineau .....        | 242,720.00     |
- 23 and out of the institutional interest and income, fees and  
 24 collections the following sums to each of said institutions  
 25 as follows:
- |    |   |               |
|----|---|---------------|
| 26 | 1. State University .....                   | \$ 500,000.00 |
| 27 | 2. Agricultural College .....               | 500,000.00    |
| 28 | 2a. Agricultural College—Federal Funds ..   | 154,652.78    |
| 29 | 3. State Teachers College, Dickinson .....  | 100,900.00    |
| 30 | 4. Ellendale Normal & Industrial School ..  | 72,000.00     |
| 31 | 5. State Teachers College, Mayville .....   | 110,000.00    |
| 32 | 6. State Teachers College, Minot .....      | 250,000.00    |
| 33 | 7. State Teachers College, Valley City..... | 150,000.00    |
| 34 | 8. School of Science, Wahpeton .....        | 210,000.00    |
| 35 | 9. School of Forestry, Bottineau .....      | 45,000.00     |
- 36 and in addition thereto there is hereby appropriated to  
 37 each of the institutions hereinafter named, all other  
 38 incidental income, collections and fees, interest and in-  
 39 come that such institutions may collect and receive, and  
 40 such incidental income, collections and fees, interest and



41 income shall be used by each institution for such miscel-  
 42 laneous purposes as may be necessary for the maintenance  
 42a and  
 43 operation of the institution. The State Auditor is hereby  
 44 authorized and directed, upon the order of the State Board  
 45 of Higher Education, to issue warrants against all funds  
 46 deposited in the State Treasury, including amounts over  
 46a and  
 47 above the estimated income, if any, provided however,  
 47a that  
 48 the limitation of Section 54-2710 of the North Dakota Re-  
 49 vised Code of 1943 shall apply only to that part of the  
 50 appropriation which is derived from the General Fund.

And renumber the remaining lines.

In line 32 strike out the figure \$2,000,000.00 and insert the figure \$2,100,000.00 in lieu thereof.

In line 37 strike out the figure \$550,000.00 and insert the figure \$575,000.00 in lieu thereof.

After line 41 insert the following three lines:

42	Total .....	\$3,254,027.00
43	Less estimated income .....	500,000.00
44	Net appropriation .....	<u>\$2,754,027.00</u>

And renumber the lines.

Strike out all of line 42 and renumber the lines.

In line 44 after the word "Education" strike out the following: "& Auditorium".

In line 45 after the word "Woodworth" insert the following: ", in addition to insurance funds now on hand" and strike out the figure \$400,000.00 and insert the figure \$480,000.00 in lieu thereof.

In line 52 for the total strike out the figure \$3,969,027.00 and insert the figure \$3,674,027.00 in lieu thereof.

In line 54 strike out the figure \$1,800,000.00 and insert the figure \$1,954,652.78 in lieu thereof.

In line 59 strike out the figure \$550,000.00 and insert the figure \$575,000.00 in lieu thereof.

After line 62 insert the following four lines:

63	Total .....	\$3,072,792.78
64	Less estimated income .....	500,000 00
65	Less federal funds .....	154,652.78
66	Net appropriation .....	<u>\$2,418,140.00</u>

And renumber the lines.

Strike out all of line 63 and renumber the lines.

After line 68 insert the following two lines:

69 (this appropriation to be made  
 70 available immediately on passage)

And renumber the lines.

In line 73 for the total strike out the figure \$3,671,640.00 and insert the figure \$3,196,640.00 in lieu thereof.

In line 77 strike out the figure \$480,000.00 and insert the figure \$518,000.00 in lieu thereof.

In line 84 strike out the word "Hog".

After the line 85 insert the following two lines:

- 86 (this appropriation to be made
- 87 available immediately on passage)

And renumber the lines.

In line 87 for the total strike out the figure \$810,000.00 and insert the figure \$848,000.00 in lieu thereof.

In line 98 for the total Main & Substations strike out the figure \$1,003,110.00 and insert the figure \$1,041,110.00 in lieu thereof.

After line 122 insert the following two lines:

123	Less estimated income .....	\$100,900.00
124	Net appropriation .....	<u>\$346,900.00</u>

And renumber the lines.

In line 129 for the total strike out the figure \$522,800.00 and insert the figure \$421,900.00 in lieu thereof.

After line 140 insert the following two lines:

141	Less estimated income .....	\$ 72,000.00
142	Net appropriation .....	<u>\$271,600.00</u>

And renumber the lines.

In line 146 for the total strike out the figure \$369,100.00 and insert the figure \$297,100.00 in lieu thereof.

After line 159 insert the following two lines:

160	Less estimated income .....	\$110,000.00
161	Net appropriation .....	<u>\$321,650.00</u>

And renumber the lines.

In line 165 for the total strike out the figure \$452,450.00 and insert the figure \$342,450.00 in lieu thereof.

In line 167 strike out the figure \$580,000.00 and insert the figure \$600,000.00 in lieu thereof.

After line 177 insert the following three lines:

178	Total .....	\$1,002,000.00
179	Less estimated income .....	250,000.00
180	Net appropriation .....	<u>\$ 752,000.00</u>

And renumber the lines.

Strike out all of line 178 and renumber the lines.

In line 188 for the total strike out the figure \$1,058,250.00 and insert the figure \$828,250.00 in lieu thereof.

After line 199 insert the following two lines:

200	Less estimated income .....	\$150,000.00
201	Net appropriation .....	<u>\$543,100.00</u>

And renumber the lines.

In line 207 for the total strike out the figure \$768,100.00 and insert the figure \$618,100.00 in lieu thereof.

After line 218 insert the following two lines:

219	Less estimated income .....	\$210,000.00
220	Net appropriation .....	<u>\$548,300.00</u>

And renumber the lines.

In line 224 for the total strike out the figure \$878,300.00 and insert the figure \$668,300.00 in lieu thereof.

After line 237 insert the following two lines:

238	Less estimated income .....	\$ 45,000.00
239	Net appropriation .....	\$194,110.00

And renumber the lines.

In line 242 for the total strike out the figure \$287,720.00 and insert the figure \$242,720.00 in lieu thereof.

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 Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 5  
 Senate Bill No. 10  
 Senate Bill No. 14  
 Senate Bill No. 46  
 Senate Bill No. 100  
 Senate Bill No. 102  
 Senate Bill No. 119  
 Senate Bill No. 161  
 Senate Bill No. 164  
 Senate Bill No. 191  
 Senate Bill No. 199  
 Senate Bill No. 207  
 Senate Bill No. 216  
 Senate Bill No. 234  
 Senate Bill No. 246  
 Senate Bill No. 255  
 Senate Concurrent Resolution "K"

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 5  
 Senate Bill No. 10  
 Senate Bill No. 14  
 Senate Bill No. 46  
 Senate Bill No. 100  
 Senate Bill No. 102  
 Senate Bill No. 119  
 Senate Bill No. 161  
 Senate Bill No. 164  
 Senate Bill No. 191  
 Senate Bill No. 199  
 Senate Bill No. 207  
 Senate Bill No. 216  
 Senate Bill No. 234

Senate Bill No. 246  
 Senate Bill No. 255  
 Senate Concurrent Resolution "K"

And the President signed the same in the presence of the Senate.

Senator Baeverstad moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary.

#### FIFTY-EIGHTH DAY

Bismarck, February 28, 1951

The Senate convened at 2:00 p.m., the President presiding.  
 Prayers by Chaplain Rev. A. E. Smith, Bismarck.

Roll Call: All Senators present except Senators Duffy, Schoeder and Shure.

A quorum was declared by the President.

Senator Stucke moved that the prayer offered by Rev. Smith be printed in the Journal, which motion prevailed.

Rev. Smith: Oh God of all creation, Father of men, Lord of the whole earth: Behold thy broken family; behold thy scarred fields and bloodstained waters, the islands of the sea ringed with terror, the very sky torn with fire and fury. Not for this did thy love create, and thy grace redeem, mankind. Let thy Spirit move upon the minds and control the wills of all who guide the stream of history; bring new wisdom to our race; give us a sound public mind; heal the earth and sky and sea; and let justice return as the dayspring from on high, to give light in our darkness and to guide our feet into the way of peace; through Jesus Christ our Lord. Amen.

Senator Streibel: I, too, have a prayer here that I want printed in the Journal. It was given by Rev. Gruneich on February 13, 1951. People who have not even known my name heretofore are writing me letters of criticism because of the editorial carried by the Bismarck Tribune. This is the only prayer offered here for newspaper men and I think it is fitting that it be printed in the Journal. I, therefore, move that the prayer of Rev. Gruneich on February 13, 1951, be printed in the Journal.

Which motion prevailed.

Rev. Gruneich: "Almighty God, we pray for all whose position enables them to inform and sway the people: for all writers, commentators, and newspaper men, for all who hold public office and influence. **Help them to glory in their privilege and to recognize their responsibility. Grant them courage to proclaim the truth as they find it without bowing before the rich or the powerful. Lead them to think vigorously lest they cater to the prejudices of the crowd. Enable them to grasp issues in their entirety lest they succeed in leading the people astray. Deliver them from the temptation to make that which is sensational uppermost. May their love for truth and fairness be stronger than their lust for gold. Lift them above every form of cheapness, ridicule and**

slander. May they serve thee well through their influence for good on the public mind. To this end, may they be guided by the spirit of all who have love honor more than fame, good influence rather than mere power, integrity rather than expediency.

"We sense how hard is their work in these days of hatred and confusion. Therefore, we pray more earnestly for them, lest they justify hatred and bitterness to confusion. Deepen their devotion to Thee, O God of truth that they may be ministers of Thine and an influence to persuade the people to follow the better way. We ask it for Thy Name's sake, and also for the sake of our nation and our world. Amen."

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.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 517  
House Bill No. 540  
House Bill No. 631  
House Bill No. 667  
House Bill No. 668  
House Bill No. 695  
House Bill No. 716  
House Bill No. 722  
House Bill No. 780

House Concurrent Resolution "J"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 640  
House Bill No. 644  
House Bill No. 645  
House Bill No. 683  
House Bill No. 684  
House Bill No. 741  
House Bill No. 786  
House Bill No. 804

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 538  
House Bill No. 552

House Bill No. 585  
House Bill No. 671  
House Bill No. 728  
House Bill No. 800  
House Bill No. 803

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 256

Which the Senate has passed and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5  
Senate Bill No. 10  
Senate Bill No. 14  
Senate Bill No. 46  
Senate Bill No. 100  
Senate Bill No. 102  
Senate Bill No. 119  
Senate Bill No. 161  
Senate Bill No. 164  
Senate Bill No. 191  
Senate Bill No. 199  
Senate Bill No. 207  
Senate Bill No. 216  
Senate Bill No. 234  
Senate Bill No. 246  
Senate Bill No. 255  
Senate Concurrent Resolution "K"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 639

Which the Senate found correct.

W. J. TROUT, Secretary.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Morgan moved that the Senate do not concur in the House amendments to Senate Bill No. 4, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 4, Senators Morgan, Stucke and Freed.

Senator Dahl moved that the Senate do not concur in the House amendments to Senate Bill No. 6, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 6, Senators Dahl, Nordhousen and Leno.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 8, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 8 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 8

Which has been read.

#### 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:

Anderson	Klusmann	Sauer
Baeverstad	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Bilden	Duffy	Schoeder
Coghlan	Knudson	Shure
Day	Olson	

So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 147.

Senator Streibel made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 147, and that a Conference Committee be appointed, which motion was declared lost.

The question being on the motion of Senator Dahl that the Senate do concur in the House amendments to Senate Bill No. 147, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 147 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senator Morgan requested a call of the Senate, which request was granted.

Senator Morgan moved that Senators Shure, Duffy and Schoeder be excused, which motion prevailed.

Senator Morgan moved that the call of the Senate be dispensed with, which motion prevailed.

Senate Bill No. 147

Which has been read.

## 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, 25; nays, 21; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Klusmann	Rue
Baeverstad	Knudson	Sandness
Bridston	Krenz	Sauer
Coghlan	Luick	Strand
Dahl	Morgan	Torno
Day	Page	Troxel
Feton	Pyle	Welander
Foss	Reinke	Work
Freed		

Those voting in the negative were:

Bilden	Kamrath	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Dewing	Nelson	Streibel
Fraser	Nordhougen	Stucke
Geelan	O'Brien	Thomas
Haag	Olson	Wahlund

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Morgan 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.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to return:

Senate Bill No. 217

Which the House has amended as follows:

Line 9 of the printed bill, insert a comma after the word "board".

Line 9, change the period after the word "secretary" to a comma and add the following phrase: "and served by registered mail upon the interested land owners."

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to transmit:

House Concurrent Resolution "T"

House Concurrent Resolution "U"

House Concurrent Resolution "V"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to return:

Senate Bill No. 93



Senate Bill No. 142

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 28, 1951

Mr. President: I have the honor to return:

Senate Bill No. 247

Senate Bill No. 254

Senate Concurrent Resolution "A"

Senate Concurrent Resolution "G"

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "N"

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "Q"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 4 and the President has appointed as a Conference Committee, to act with a like committee from the House, Senators: Morgan, Stucke and Freed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 6 and the President has appointed as a Conference Committee, to act with a like committee from the House, Senators: Dahl, Nordhougen and Leno.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 8, 147, 217.

W. J. TROUT, Secretary.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Pyle moved that the Senate do concur in the House amendments to Senate Bill No. 217, which motion prevailed.

Senator Pyle moved that the rules be suspended and that Senate Bill No. 217 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 217

Which has been read.

## 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Strand: I rise to a point of special privilege.

On behalf of the Employment Committee and the Senate members we wish to express our appreciation and thanks to the employees of this Legislative Session for the fine food and good time provided at the party given us February 27, 1951.

Senator Strand moved that the above remarks be printed in the Journal, which motion prevailed.

## MOTIONS

Senator Morgan moved that the Senate reconsider the action by which Senate Bill No. 113 was passed, which motion prevailed.

Senator Morgan moved that Senate Bill No. 113 be placed at the head of the calendar, which motion prevailed.

Senator Morgan moved that Senate Bill No. 113 be indefinitely postponed, which motion prevailed.

## FIRST READING OF HOUSE RESOLUTIONS

House Concurrent Resolution "T." A Concurrent Resolution Authorizing Construction at the State Penitentiary in Accordance with the Provisions of Chapter 93 of the 1947 Session Laws.

Was read the first time and referred to the Committee on Appropriations.

House Concurrent Resolution "U." A Concurrent Resolution Memorializing the Secretary of the Interior of the United States to Have Erected a Suitable Monument at the Grave of Sitting Bull.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution "V." A Concurrent Reso-

lution Requesting the Congress of the United States to Create a National Monetary Commission.

Was read the first time and referred to the Committee on State and Federal Government.

### SECOND READING OF HOUSE BILLS

House Bill No. 504

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:

Anderson	Haag	Pyle
Baeverstad	Kamrath	Reinke
Bilden	Klusmann	Rue
Bjorlie	Knudson	Sandness
Blume	Krenz	Sauer
Bridston	Kusler	Schrock
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Dewing	Morgan	Streibel
Feton	Nelson	Thomas
Foss	Nordhougen	Wahlund
Fraser	O'Brien	Welander
Freed	Olson	Work
Geelan		

Those voting in the negative were:

Day	Solberg	Troxel
Page	Torno	

Absent and not voting:

Duffy	Shure	Stucke
Schoeder		

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 504 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 519

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:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Bridston	Knudson	Schrock
Coghlan	Krenz	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Feton	Nelson	Thomas
Foss	Nordhougen	Torno
Fraser	O'Brien	Welander
Freed	Pyle	Work

Those voting in the negative were:

Blume	Olson	Stucke
Dewing	Page	Troxel
Kusler	Solberg	Wahlund
Leno		

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 519 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 571

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Thomas
Dewing	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Olson	Welder
Freed	Pyle	Work
Geelan		

Those voting in the negative were:

Page

Absent and not voting:

Duffy	Schoeder	Stucke
Sandness	Shure	

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 571 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Morgan moved that after the reading of House Bills No. 594, 601, 604, and House Concurrent Resolution "Q," the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

House Bill No. 594

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Feton	Morgan	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	

Absent and not voting:

Bilden	Knudson	Shure
Bridston	Nelson	Spiekemeier
Day	Nordhougen	Stucke
Dewing	Rue	Work
Duffy	Schoeder	

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 594 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 601

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Krenz	Schrock
Bridston	Kusler	Solberg
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan		

Absent and not voting:

Bilden	Nelson	Shure
Dewing	Nordhougen	Spiekemeier
Duffy	Rue	Stucke
Knudson	Schoeder	Work

So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 601 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 604

Which has been read.

Senator Schrock moved that House Bill No. 604 be amended as follows:

In line 4 of the title delete the word "distributor".

In line 5 of the title delete the word "dealer".

In line 32 delete the words "distributor-dealer's".

In line 102 delete the words "distributor-dealer."

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 604, as amended by the Senate, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Morgan	Streibel
Dahl	Nelson	Stucke
Dewing	Nordhogen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Freed	Page	Wahlund
Geelan	Reinke	Welander
Haag		

Those voting in the negative were:

Day	Klusmann	Sandness
Fraser	Pyle	Work

Absent and not voting:

Duffy	Schoeder	Shure
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So the bill passed and the title was agreed to.

Senator Morgan moved that the vote by which House Bill No. 604 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota

#### OFFICE OF THE GOVERNOR

Bismarck

February 28, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bills Numbers 21, 47, 55, 61, 90, 106, 107, 112, 124, 128, 139, 145, 149, 151, 153, 156, 158, 171, 210 and 220.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

#### SECOND READING OF HOUSE BILLS

House Bill No. 666

Which has been read.

Senator Freed moved that House Bill No. 666 be laid over one legislative day which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Dahl moved that the amendments to House Bill No. 501 be adopted, which motion prevailed.

#### MOTIONS

Senator Dahl moved that the rules be suspended and that House Bill No. 501 be placed on second reading and final passage, as amended, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 501

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Knudson	Sandness
Bjorlie	Klusmann	Sauer
Blume	Krenz	Schrock
Bridston	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work

Absent and not voting:

Duffy	Shure	Torno
Schoeder		

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. 501 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Knudson moved that the House be requested to return House Bill No. 645, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Concurrent Resolution 'Q'

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Rue
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work
Haag		

Absent and not voting:

Coghlan	Sandness	Shure
Duffy	Schoeder	Torno

So the resolution was declared adopted.

House Bill No. 653

Which has been read.

Senator Day moved that House Bill No. 653 be laid over one legislative day, which motion prevailed|

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 645.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 504  
House Bill No. 519  
House Bill No. 601

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, February 28, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 501  
House Bill No. 571  
House Bill No. 594  
House Bill No. 604

Which the Senate has amended.

W. J. TROUT, Secretary.

Senator Streibel requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Bridston moved that House Concurrent Resolution "U" and "V" be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.



Senator Dahl moved that House Concurrent Resolution "T" be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Streibel moved that action on House Concurrent Resolution "T", "U" and "V", be deferred until tomorrow, which motion prevailed.

Senator Morgan moved that the Senate do now recess until 11:00 a.m., March 1, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS  
AND FIFTY-NINTH DAY

Bismarck, March 1, 1951

The Senate convened at 11:00 a.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Resolution No. 7

And find the same correctly Engrossed.

W. R. BLUME, Chairman.

Senator Blume moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to return:

Senate Bill No. 255

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 255

Was delivered to the Governor for his approval at the hour of 11:40 o'clock, a.m., March 1, 1951.

W. R. BLUME, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 8

Senate Bill No. 26

Senate Bill No. 28

Senate Bill No. 44

Senate Bill No. 45

Senate Bill No. 60

Senate Bill No. 97

Senate Bill No. 117

Senate Bill No. 123  
 Senate Bill No. 134  
 Senate Bill No. 147  
 Senate Bill No. 160  
 Senate Bill No. 169  
 Senate Bill No. 170  
 Senate Bill No. 196  
 Senate Bill No. 204  
 Senate Bill No. 217  
 Senate Bill No. 254  
 Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "N"  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "Q"

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Nordhougen requested that the Senate be on the eighth order of business, which request prevailed.

#### MOTIONS

Senator Nordhougen: I would like to have one of the pages pick up this open letter and have it read from the desk and printed in the Journal:

#### OPEN LETTER TO JESS SCHOONOVER

Your letter in the Killdeer Herald concerning Senator Streibel has come to our attention and we believe it gives the readers a very false impression of Senator Streibel who is the floor leader of the Nonpartisan League faction in the Senate. This letter, however, you will note is signed by members of all factions in the Senate. On February 1st, after a hearing had been had in Judiciary Committee on the question of whether eighteen year olds should be permitted to vote, Senator Streibel made substantially the following remarks prior to the remarks that are recorded in the Journal at page 261, to-wit:

"No member of this Senate loves young people more than I do. No one has their welfare more at heart than I have. If anybody within the range of my voice doubts these statements I can refer him to the young people in my home community.

"One of the three young people who spoke before our Judiciary Committee did a commendable job of presenting his subject. He was 21 years old. The 16 year old lad who said if he hadn't read for and explained to his parents some of the measures when he was 14 years old they couldn't have voted on them intelligently. Ending up by saying he was better qualified to vote than his parents were now. This in my estimation was ingratitude pure and simple. For in all probability the parents of this lad were illiterate. Perhaps they worked their fingers down to the bone that this, their son should never be so handicapped. Is this slap in the face a reward for their parental sweat and labor to educate this ingrate.

"The eighteen year old girl was no less uncivil when she said she knew twice as much as we, the members of

the committee, about politics. Remember we have five very able attorneys on our committee, and others who are no ones fool."

We, the undersigned Senators, serving with Senator Streibel feel that it would be unfortunate to have the people of Wells County or any where else misunderstand the attitude of Senator Streibel.

Yours very truly,

PHILIP SAUER  
 P. L. FOSS  
 G. I. FETON  
 RILIE R. MORGAN  
 WILLARD ANDERSON  
 ED HAAG  
 JOHN KUSLER  
 DUNCAN FRASER  
 WILLIAM KAMRATH  
 AXEL OLSON  
 RALPH C. DEWING  
 E. C. STUCKE, M.D.  
 EDWARD LENO  
 AGNES GEELAN  
 STEVE THOMAS  
 JOS. SPIEKERMEIER  
 OSCAR WAHLUND  
 J. B. BRIDSTON  
 C. P. DAHL  
 MILTON RUE  
 RAY SCHNELL, Lt. Gov.  
 CARROLL E. DAY  
 ALBERT J. SANDNESS  
 KENNETH K. PYLE  
 JOHN COGLAN  
 HUGH J. WORK  
 A. W. LUICK  
 H. B. BAEVERSTAD  
 HARVEY B. KNUDSON  
 HARRY O'BRIEN  
 REINHART KRENZ  
 WALTER TROXEL  
 EMIL TORNØ  
 EMIL STRAND  
 AMOS FREED  
 FRANKLIN PAGE  
 ALFRED WELANDER  
 ORRIS G. NORDHOUGEN  
 JOSEPH A. REINKE

Senator Nordhougen:

Mr. President, the reason for this open letter and general notice of this assembly, being placed into the record on behalf of our fellow colleague, Senator Streibel, is to correct misunderstandings and undue publicity that has come about with the fever of antagonism and propaganda running its full course and with exaggeration running wild.

Mr. President, I speak now in behalf of my colleague, Senator Streibel. This open letter, signed by the Lieutenant Governor and Senators of this body, substantiates me in this statement—that we feel that the unjust attack upon Senator Streibel by individuals, groups and the press, has been un-

founded. Unfounded? Yes, because—shall we say that it is popular, or perhaps patriotic in a sense, to support attacks of this kind, at times like this, such as the statement made by Senator Streibel—and it has been made an issue of no small concern throughout the state of North Dakota.

Mr. President, I again reiterate that we, the colleagues of Senator Streibel serving with him in the North Dakota Senate during this 32nd legislative session—some of us having served with him for eight, ten—yes, some for as long as sixteen years—do go on record to assert that Senator Streibel, as we know him, is not cold-hearted, nor cold-blooded and is not disrespectful to youth, as he has been pointed out to be by those who have attacked him for the statement that he made. True, statements can sometimes be interpreted several different ways, just as laws that we pass through our full efforts are likewise controversial, and can, and do have many various interpretations placed upon them by our respective attorneys, these attorneys being professional people upon whom we call for counsel advice, and information, as to such laws which is the rule of action, governing society in its entirety.

Mr. President, these brief remarks are made only in the full attempt to bring to the people throughout the state of North Dakota, our thinking—the thinking of myself and the many colleagues of Senator Streibel, here in the State Senate, who have affixed their signatures to this open letter, which, Mr. President, is herewith read into the Senate Journal as a permanent record.

Senator Dahl: Mr. President, I am going to rise to second the motion of Senator Nordhogen. I have always felt that there were times when the commandment "Honor Thy Parents" and the proverb "Respect your elders" should be followed. This is one of the occasions where if it had been a child of mine that had appeared before this committee and made these vicious remarks, I would probably have resorted to the razor strap to make the correction. In this case, I believe, perhaps that this verbal spanking was both timely and appropriate. I am going to second the motion of Senator Nordhogen.

Senator Dewing moved that the remarks of Senator Dahl be printed in the Journal, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to transmit:

House Bill No. 606

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 4 Reps.: Stormon of Rolette, Callahan and Lillehaugen and on Senate Bill No. 6, Reps. Johnson, Lindberg of Stutsman and Leier.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to transmit:

House Bill No. 805

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 538 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Smart, Arndt and Lynch.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to return:

House Bill No. 506

For correction.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to return:

House Bill No. 645

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 606

Which the President has signed.

W. J. TROUT, Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 8  
Senate Bill No. 26  
Senate Bill No. 28  
Senate Bill No. 44  
Senate Bill No. 45  
Senate Bill No. 60  
Senate Bill No. 97  
Senate Bill No. 117  
Senate Bill No. 123  
Senate Bill No. 134  
Senate Bill No. 147  
Senate Bill No. 160  
Senate Bill No. 169  
Senate Bill No. 170  
Senate Bill No. 196  
Senate Bill No. 204

Senate Bill No. 217  
 Senate Bill No. 254  
 Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "N"  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "Q"

And the President signed the same in the presence of the Senate.

Senate Chamber  
 Bismarck, March 1, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8  
 Senate Bill No. 26  
 Senate Bill No. 28  
 Senate Bill No. 44  
 Senate Bill No. 45  
 Senate Bill No. 60  
 Senate Bill No. 97  
 Senate Bill No. 117  
 Senate Bill No. 123  
 Senate Bill No. 134  
 Senate Bill No. 147  
 Senate Bill No. 160  
 Senate Bill No. 169  
 Senate Bill No. 170  
 Senate Bill No. 196  
 Senate Bill No. 204  
 Senate Bill No. 217  
 Senate Bill No. 254  
 Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "N"  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "Q"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senator Day moved that on the vote on President Pro Tem, the group voting for the candidate receiving the least number of votes, not less than three, shall be considered the minority faction for the purpose of submitting nominations for the appointment of two members on the next legislative research committee; and the group voting for the candidate elected shall be considered the majority faction for the purpose of submitting nominations for the appointment of three members of such committee.

Senator Morgan moved that further consideration of this motion be delayed until three o'clock this afternoon, which motion was declared lost.

Senator Morgan requested a call of the Senate, which request was granted.

Senator Day moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Luick moved that the Senate recess for fifteen minutes, which motion was declared lost.

Senator Day moved that his motion be amended as follows: "After the words "President Pro Tem" insert the words "for the interim".

Senator Bridston moved that the amendment be laid on the table, which motion was declared lost.

The question was on the motion of Senator Day to amend his motion, which motion prevailed.

ROLL CALL

The question was on the motion of Senator Day, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Blume	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	Olson	Thomas
Fraser	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Schoeder	Welder
Kamrath	Schrock	

Those voting in the negative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Luick	Strand
Feton	Morgan	Torno
Foss	O'Brien	Work

Absent and not voting:

Duffy Shure

So the motion was declared carried.

Senator Dewing requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Dewing moved that the vote on the motion of Senator Day which carried, be reconsidered and the motion to reconsider be laid on the table.

ROLL CALL

The question being on the motion of Senator Dewing, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Blume	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	Olson	Thomas
Fraser	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Schoeder	Welder
Kamrath	Schrock	

Those voting in the negative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue



Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Luick	Strand
Feton	Morgan	Torno
Foss	O'Brien	Work

Absent and not voting:

Duffy	Shure
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So the motion was declared carried.

Senator Dahl: I rise to a point of personal privilege. This is perhaps the first time since I have sat in the North Dakota Legislative Assembly that I have made a point of personal privilege, but at this time I feel that I am forced to do so. I am also asking that my remarks be spread upon the Senate Journal for today.

As I look back over the proceedings of this Session and consider its accomplishments and some of its failures, I feel that it has achieved a fair proportion of success. Although I am not unmindful of the small contribution I may have made to that success, I still feel that I have rendered a service commensurate with the obligation of my oath of office to perform the duties of my office to the best of my ability and render that public service honorably, fairly and honestly. That portion of my contribution to the success of this Session, if any, I want to leave wholly to the judgment of the members of this Session.

Even so I cannot obliterate the records and naturally feel keenly about the recorded statement made by one of our colleagues in reference to committee appointments on pages 26 and 27 of the Senate Journal. I have become more and more convinced as this Session has progressed and is now about to close that the same men who came here as a new group about 12 years ago with an open mind dedicated to a program of fair, honest, decent government and others who have come in, in later years with their full cooperation have the welfare of the people of the state and its economic stability at heart, even though at times have been bitterly divided by political disturbers, are today more closely knit together as a group than ever before, determined that public service shall supercede personal political aggrandizement. The Journal statement I have referred to could only come from one who is possessed of a vengeful heart, willing to strike and sink his verbal fangs deep into those who have the intestinal fortitude to fight for that which is fair and honest, leaving mental wounds by venomous criticism from which nothing is ever gained. Those of you who have served with me in past Sessions as a colleague and Senator and also served as a Senator when I was your presiding officer know full well that I have never in my years of service in the Senate resorted to abusive criticism against anyone, far less making it a matter of standing public record. It is in that defense that I feel that I am forced to make this public statement and have it spread upon the pages of the Journal of the Senate.

Senator Day: In answer to the statement that has just been made from the floor, I must say that during this session, there has been very little controversy or very little time spent in it so far as I am concerned. I have tried to be too busy for that. However, I am not unaware of the fact that in some

quarters I have been a controversial figure. A member of the House that I esteem very highly, met me on the street the other day and stopped me to ask a question. He is a new man here. "Why are you such a controversial figure?" I said: "Frankly, I don't know." But I did think that through rather carefully afterwards and I believe there may be two answers. Certainly one of them is not that I have any desire to be a controversial figure. It isn't comfortable. I think that one reason is that I have two very able and almost full time propaganda ministers. How I acquired them, or what feeds their energy, I can't fully explain. I think that is without precedent in the history of this Senate. I have not tried to engage any one to spend their time to answer them in the various nooks and corners legislators find themselves in as they discuss matters of interest during the sixty day session. I have tried to proceed about the business that I was interested in so far as legislation is concerned and just let the chips fall where they would in the assumption that eventually the truth will prevail.

The other factor that makes me a controversial figure concerns some of the legislation that I have been interested in. I have had to step on someone's toes on more than one occasion. I found myself in that position in connection with the telephone matter. I did not realize when we started that matter two years ago and I became interested in it, that I would bring down upon my head the tremendous avalanche of pressure that I did. I did not realize when I started investigating the printing cartel in this state that so many influential people were being stepped on. I have been advised on various occasions that I might get along much better politically if I would ease off and forget, but I just can't do that. As a consequence, a large number of influential and powerful people became interested in seeing to it that I did not get on the Legislative Research Committee again. They don't want any more attention given to some of these matters.

I had announced that in the future there would be some inquiry into the printing cartel that has to do with county printing. I can tell you some people don't want that. But when I announced that, members of this Senate, it is only fair for me to say that I did not have in mind that I was going to be on the Legislative Research Committee. That is going to be gone into anyhow.

Permit me to say, fellow Senators, that whether I am on the Legislative Research Committee or not, is of the smallest importance—it really is. That is one of the most insignificant things this legislature ever considered—whether Carroll E. Day is on the Legislative Research Committee or not.

As a matter of fact, members of this Senate, I told several of you when the session opened that under no circumstances could I, or would I go on that committee again. Why? Because it took too much time. I could not afford it again. I spent two months or more away from business that I should have been attending to in order to do a good job. And every member of this Legislative Research Committee is proud of the job we did. We did as good a job as we could do within the limits of our ability. Two or three weeks ago, it is true, I was asked whether I would consent to go on again for particular reasons. My reply was: "Well—maybe I would but I would not turn my hand to get it."

Gentlemen, if anybody in the Senate was personally interested in seeing to it that I did not get on the Legislative Research Committee, he could have gotten the job done simply by consulting me—but that was not the way it was handled.

I hold no malice against any member of this Senate, believe me, I don't. The best thing that ever happened was that I was not put on the list for the Legislative Research Committee, as far as I am concerned. The only thing that I was disappointed about, after I felt the Committee had done a good job, was the vote of confidence we got. But that is a small matter, as I say. I am sorry if this controversy has taken some of your time because I know it is not any more interesting to you than it is to me. My propaganda ministers want me to get out of the Senate—out of politics and completely obscure myself. I pledge you, Senators, that I will not do that. I shall stay in North Dakota. I shall continue to fight for what I think is right. I shall continue to fight for legislation that I think is constructive legislation. I know some of you will disagree with me and that you have the privilege of doing. I will spend my time next session working with you as I have in the past, devoting myself to good legislation as most of you have done. If others persist in developing controversy—they will be the ones who will be spending the time at it, not the Senator from the sixth district.

Senator Streibel moved that the Senate make the election of President Pro Tem for the Interim a special order at three o'clock this afternoon, which motion prevailed.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Knudson moved that the Senate reconsider the vote by which House Bill No. 645 was lost, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 6.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 552  
House Bill No. 639  
House Bill No. 707  
House Bill No. 708  
House Bill No. 721  
House Bill No. 732  
House Bill No. 795

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 609 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Wadeson, Anderson of Richland and Hegge.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to return:

Senate Bill No. 1 which the House has amended as follows:

At the end of the title strike out the "period" and insert a "comma" and the following language: "and declaring an emergency."

On line 36 of the engrossed bill strike out the figures \$65,000.00 and insert in lieu thereof the figures "\$75,000.00"

On line 44 strike out the figures \$119,500.00 and insert in lieu thereof the figures "\$129,450.00"

On line 47 strike out the figures \$7,200.00 and insert in lieu thereof the figures "\$8,000.00"

On line 53 strike out the figures \$19,650.00 and insert in lieu thereof the figures "\$20,450.00"

On line 56 strike out the figures \$150,000.00 and insert in lieu thereof the figures "\$180,000.00"

On line 59 strike out the figures \$178,000.00 and insert in lieu thereof the figures "\$208,000.00"

On line 153 strike out the figures \$6,600.00 and insert in lieu thereof the figures "\$10,800.00"

On line 154 strike out the figures \$8,000.00 and insert in lieu thereof the figures "\$9,600.00"

On line 165 strike out the figures \$186,000.00 and insert in lieu thereof the figures "\$191,800.00"

Strike out the words and figures on line 240½

On line 241 strike out the figures \$40,000.00 and insert in lieu thereof the figures "\$25,000.00"

On line 273 strike out the figures \$8,000.00 and insert in lieu thereof the figures "\$10,000.00"

On line 274 strike out the figures \$40,000.00 and insert in lieu thereof the figures "\$42,000.00"

On line 274 strike out the figures \$25,000.00 and insert in lieu thereof the figures "\$27,000.00"

On line 277 strike out the figures \$483,000.00 and insert in lieu thereof the figures "\$489,000.00"

On line 281 strike out the figures \$250,000.00 and insert in lieu thereof the figures "\$262,000.00"

On line 290 strike out the word "Remodeling" and insert the words "Architects Service"

Insert as line 290a the following: "Remodeling House Committee Rooms.....\$2,000.00"

Insert as line 290b the following: "Panel for House Roll Call System.....\$4,250.00"

On line 291 strike out the figures \$467,786.00 and insert in lieu thereof the figures "\$484,036.00"

Insert as line 351½ the following: "Janitor Service.....\$2,500.00"

On line 352 strike out the figures \$264,000.00 and insert in lieu thereof the figures "\$266,500.00"

On line 372 strike out the figures \$400.00 and insert in lieu thereof the figures "\$500.00"

On line 415 strike out the figures \$3,741,873.00 and insert in lieu thereof the figures "\$3,800,323.00"

At the end of the bill add the following:

"SECTION 5. 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 such items as are herein designated to be made available immediately on passage."

Re-number the lines accordingly.

Senate Bill No. 13 which the House has amended as follows:

On line 4 strike out the figures \$24,200.00 and insert in lieu thereof the figures "\$25,800.00"

On line 5 strike out the figures \$10,372,000.00 and insert in lieu thereof the figures "\$12,384,000.00"

On line 9 strike out the figures \$8,000.00 and insert in lieu thereof the figures "\$9,600.00"

On line 14 strike out the figures \$24,200.00 and insert in lieu thereof the figures "\$25,800.00"

On line 18 strike out the figures \$5,050,000.00 and insert in lieu thereof the figures "\$6,150,000.00"

Insert as line 19½ the following: "Resident High School Aid.....\$900,000.00"

Insert as line 23½ the following: "Institutional on-farm training refund.....\$12,000.00"

On line 24 strike out the figures \$10,372,000.00 and insert in lieu thereof the figures "\$12,384,000.00"

Senate Bill No. 27 which the House has amended as follows:

On line 3 of the engrossed bill strike out the figures \$61,780.00 and insert in lieu thereof the figures "\$69,780.00"

On line 13 strike out the figures \$6,000.00 and insert in lieu thereof the figures "\$14,000.00"

On line 20 strike out the figures \$61,780.00 and insert in lieu thereof the figures "\$69,780.00"

Senate Bill No. 34 which the House has amended as follows:

After line 22 insert the following: "The president pro tempore of the Senate and the speaker of the house shall each receive as compensation two dollars per day."

In line 24 before the word "officers" insert "other".

After the period in line 25 insert a bracket.

Delete the bracket in line 30.

Renumber the lines accordingly.

Senate Bill No. 64 which the House has amended as follows:

In line 143 of the amended bill, add the following new sentence:

"Before letting the printing of any matter the reasonable cost of which as determined by the commission is one thousand dollars or more, the department or office of state government letting the same, shall first obtain proposals for such printing from three or more newspaper or job printing shops

in the state, one of which is authorized to use the Union label, and no more than two of which shall be in the same city, and shall let the order for the printing of the same to the newspaper or printing shop equipped to handle such printing, having the lowest proposal or bid, providing that such proposal or bid be not in excess of the cost and price as determined by the commission."

Renumber the lines accordingly.

Senate Bill No. 74 which the House has amended as follows:

Page 3, Section 2, Line 36 after the word "bureau" insert the following "shall provide that premiums to be paid by common school districts fall due at the end of the fiscal year of such common school districts and"

Page 3, Section 2, Line 37 delete the word "various" and insert in lieu thereof the word "other"

Page 5, Section 5, Line 96—after the word "weekly" insert the following—"compensation equal to sixty-six and two thirds percent of his weekly"

Renumber the lines accordingly.

Senate Bill No. 88 which the House has amended as follows:

- 8 1. A fine of one cent per pound for each pound of  
8a excess  
9 load one thousand pounds when the excess is two  
10 thousand pounds or less;  
11 2. A fine of two cents per pound for each pound of  
11a excess  
12 load when the excess exceeds two thousand pounds  
12a and  
13 is three thousand pounds or less;  
14 3. A fine of four cents per pound for each pound of  
14a excess  
15 load when the excess exceeds three thousand pounds  
15a and  
16 is four thousand pounds or less;  
17 4. A fine of six cents per pound for each pound of  
17a excess  
18 load when the excess exceeds four thousand pounds  
18a and  
19 is five thousand pounds or less; and  
20 5. A fine of ten cents per pound for each pound of  
20a excess  
21 load when the excess exceeds five thousands pounds  
21a or  
22 more.  
23 Such fines as are imposed under this section shall not be

Senate Bill No. 104 which the House has amended as follows:

In the title of the bill in line 7 after the word "penalty" strike out the period and insert a comma and the following language "and declaring an emergency."

After line 98 insert a new section:

"SECTION 10. 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."

Senate Bill No. 159 which the House has amended as follows:

Strike out everything after the enacting clause and insert in lieu thereof the following:

"SECTION 1. AMENDMENT.) Section 15-4311 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-4311. CHANGING OF TEXTBOOKS. (((MORE OFTEN THAN ONCE IN FIVE YEARS PROHIBITED)))  
No public school or educational institution of the state shall change or alter the basic textbooks which are used in the school or institution more often than once in five years.

This section shall not apply to technical books used in institutions of higher learning or junior colleges.

Number the lines accordingly.

Senate Bill No. 163 which the House has amended as follows:

Line 4 of title add "and declaring an emergency"

Section 1, Line 19, after the word "attention" add the following "from and after January 2, 1951"

Line 24, add 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.

Renumber the lines accordingly.

Senate Bill No. 166 which the House has amended as follows:

In line 2 of the title after the word "sale" and preceding the word "and" insert the word "collection."

In line 4 of the printed bill after the word "sale" and preceding the word "and" insert the word "collection".

In line 10 of the printed bill after the word "be" and preceding the word "sold" insert the word "collected".

In line 12 of the printed bill after the word "such" and preceding the word "sales" insert the word "collections".

And when so amended recommend that the bill do pass.

Senate Bill No. 197 which the House has amended as follows:

On line 6 of the title strike out the word "and"

On line 8 of the title strike out the period and insert a "semi-colon" and add the following: "and declaring an emergency."

On line 10 add a "comma" after the word "states"

Insert as line 10½ the following language: "including the contiguous provinces of the Dominion of Canada,"

Strike out SECTION 3 in its entirety, and insert in lieu thereof the following:

"SECTION 3. POWERS: FUNCTIONS AND DUTIES OF THE GOVERNOR, THE STATE DIRECTOR AND THE COUNCIL.)

1. a. The governor shall have general direction and control of the Civil Defense Agency, and shall be responsible for carrying out the provisions of this Act, and in the event of

disaster or emergency beyond community control, may assume direct operational control over all or any part of the Civil Defense functions within the State:

b. The Governor shall have the power to appoint a State Director and fix his salary, and to establish and appoint, in cooperation with local officials, a council in each county which shall act as a coordinating agency under the supervision and direction of the State Council and in cooperation with the local governmental agencies.

2. The Director, subject to the direction and control of the Governor, shall be the executive head of the Civil Defense Agency and shall be responsible to the Governor. He shall coordinate the activities of all organizations for Civil Defense within the State, and shall maintain liaison with and cooperate with Civil Defense Agencies and organizations of other States, including the contiguous provinces of the Dominion of Canada, and of the Federal Government, and such additional authority, duties, and responsibilities as may be prescribed by the Governor. He is authorized to employ such technical, clerical, stenographic, and other personnel as are necessary to carry out the purposes of this Act and to fix the compensation of employees:

3. The Council shall have the following powers, functions and duties:

a. To cooperate with:

- (1). Any and all federal departments, agencies, and independent establishments and the officers and employees thereof charged with responsibilities relating to the defense of the nation;
- (2). The officers and agencies of other states in matters pertaining to the common defense of the state and nation;
- (3). The political subdivisions and local defense councils and agencies of this state; and
- (4). Private agencies engaged in activities essential to civil defense;

b. To provide for the recruitment, qualification, training, equipment, powers, and duties of all persons engaged in civil defense activities;

c. To require and direct the cooperation and assistance of state and local governmental agencies and officials;

d. To provide for the appointment of such committees and subcommittees, to be composed of members of the council or other persons, as the council may determine, and prescribe their duties and functions, and to make, mend, and rescind such orders, rules, and regulations, not inconsistent with law, as the council may deem necessary and proper to carry out the purposes of this Act:

e. To perform all duties authorized by the Governor, under the laws, constitutions, and war powers."

On line 75 change the word "CIVILIAN" to "CIVIL"

Insert as line 75½ the following language: "to form local defense councils to cooperate with county defense councils and"



On line 90 immediately following the word "the" insert the word "State"

On line 93 change the word "council" to read "councils"

Between lines 117 and 118 insert the following language:  
"SECTION 8. ASSISTANCE FROM OTHER STATE  
AND PRIVATE AGENCIES.)

In providing such assistance hereunder, state agencies shall cooperate to the fullest extent with the State Director of Civil Defense, local governments, relief agencies and the American National Red Cross, but nothing contained in this Act shall be construed to limit or in any way affect the responsibilities of the American National Red Cross under the Act approved by the Congress of the United States, January 5, 1905, and are subsequently amended."

In line 118 change Section 8 to read "SECTION 9." and re-number the remaining Sections accordingly.

On lines 139, 140 and 147 change the word "civilian" to read "civil"

At the end of the bill add the following:

"SECTION 15. 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."

Re-number the lines accordingly.

Senate Bill No. 201 which the House has amended as follows:

Line 6 of title, strike out words "State Laboratories Department" and insert in lieu thereof, "State Livestock Sanitary Board."

Section 1, Line 1, strike out words "State Laboratories Department" and insert in lieu thereof, "State Livestock Sanitary Board."

Section 1, Line 2, strike out words "State Laboratories Department" and insert in lieu thereof, "State Livestock Sanitary Board."

Section 4, Line 29, after the word "inspection" add comma and add the following, "or markets and manufacturing establishments buying Federal or State inspected meats"

Section 5, Line 30, strike out "State Laboratories Department" and insert in lieu thereof "State Livestock Sanitary Board"

Line 31 and 32 strike out "State Laboratories Department" and insert in lieu thereof, "State Livestock Sanitary Board."

Renumber the lines accordingly.

Senate Bill No. 242 which the House has amended as follows:

In line 9 after the word "wool" strike out the comma and all of lines 10, 11, 12, 13, 14 and 15 and insert the following: "from the producer or live stock sales ring for re-sale and shipment within the state, and also resale in the local market."

In line 31, after the word "carload" strike out the comma and the words "six thousand pounds"

In line 66 and 70 strike out the "parenthesis."

In line 134 after the word "issue" strike out the period and insert the following language: "provided that any person, co-partnership, association or corporation licensed for the year 1951 under the provisions of chapter 36-04 of the North Dakota Revised Code for the year 1943 at the time of the taking effect of this Act, shall not be required to qualify hereunder until the year 1952."

Renumber the lines accordingly.

KENNETH L. MORGAN, Chief Clerk.

MESSAGE FROM THE GOVERNOR  
State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

March 1, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bill Number 255.

This bill has been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor

Senator Schrock requested that the Senate be on the eighth order of business, which request was granted.

MOTIONS

Senator Schrock moved that the House be requested to return House Bill No. 730, which motion was declared lost.

Senator Morgan moved that the Senate recess until 1:45 p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President residing.

The President appointed as a Conference Committee on House Bill No. 538, Senators Dewing, Sandness and Reinke.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1951

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. 538 Senators: Dewing, Sandness and Reinke.

W. J. TROUT, Secretary.

SECOND READING OF SENATE BILLS

Senate Resolution No. 7

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, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Klusmann	Schoeder
Bilden	Knudson	Schrock-
Bjorlie	Krenz	Solberg
Blume	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dewing	Morgan	Streibel
Feton	Nelson	Thomas
Foss	Nordhogen	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Absent and not voting:

Bridston	Luick	Sandness
Dahl	O'Brien	Shure
Day	Olson	Stucke
Duffy		

So the resolution was declared adopted.

House Bill No. 532

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Morgan	Strand
Dewing	Nelson	Streibel
Feton	Nordhogen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	Work

Absent and not voting:

Bridston	Luick	Shure
Day	Sandness	Stucke
Duffy		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 532 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 653

Which has been read.

Senator Streibel: Thousands of heroes and statesmen have died in obscurity in days gone by. Thousands of others now living will share the same fate. As far back as history goes this seems to be the course that civilization has followed and in all probability will follow in the future.

Quite frequently this failure of public recognition is brought

about by the victim himself by his retiring and self effacing nature.

The late Dr. Edwin F. Ladd could be pointed to as a case in point. Here is an illustrious statesman who lived most of his life in North Dakota; a man who not only did great things for our state but for the whole nation as well.

With your permission I would like to read into the record—for the purpose of comparing it with the proposed candidate Foley, the poet—a statement or two made by other men with respect to Ladd's fame. This is an excerpt from Senator Wiley's eulogy.

“Edwin Fremont Ladd, 1859-1925

A Tribute to Senator Ladd

Edwin Fremont Ladd was born in Starks, Me., December 13, 1859. He took the degree of B. S. from the University of Maine in 1884, and in 1915 this university conferred upon him an honorary LL.D. degree. He married Miss Rizpah Sprogle, of Annapolis, Md., August 16, 1893. He was assistant chemist first, and afterwards chief chemist of the New York State Experiment Station from 1884 to 1890. He was dean of the school of chemistry and pharmacy and professor of chemistry of the North Dakota Agricultural College from 1890 to 1916. During that time he also held the office of State chemist. He was appointed president of the North Dakota Agricultural College on February 28, 1916. He was made food commissioner of North Dakota in 1902, and he was editor of the North Dakota Farmer from 1899 until his death. He was elected to the United States Senate for the term beginning March 3, 1921, and this term would not have expired until 1927. He was a fellow of the American Association for the Advancement of Science; member of the American Chemical Society; Society of Chemical Industry, of London; Society for the Promotion of Agricultural Science, and past president of the Association of State and National Food and Dairy Departments, and of the Association of Official Agricultural Chemists. He was a member of the Standards Committee on Food Products for the United States, after the passage of the pure food law. During the war he was Federal food administrator of North Dakota.

Ladd's activity as a member of the Association of Official Agricultural Chemists began apparently in 1889, at which time he did some work for the association as a collaborator. He became increasingly active as the years passed, serving as a referee on at least two different subjects and as a members of various committees. At the 1913 meeting he was elected president of the association for the ensuing year. It was during the years 1913 and 1914 that the deliberations leading to the establishment of the Journal of the Association of Official Agricultural Chemists were held, and Doctor Ladd took an active part in these deliberations. When the Journal was established, he was appointed a member of its first board of editors, and he served in this capacity continuously for about five years. At the meeting in 1921 Senator Ladd, by a unanimous vote, was elected an honorary life member of the association.

It was my good fortune to have known Doctor Ladd personally from the time that he began his work in the New York State Agricultural Experiment Station until the date

of his untimely death. He passed away in Baltimore on June 22, 1925. Senator Ladd had strong personal characteristics. He believed in direct action. It did not take him long to make up his mind as to what side of a question he should take; he wanted to know simply which was the right side. If the right side was popular, he was not deterred from espousing it for that reason; if it was unpopular, he seemed to be more eager to uphold the right. In the hearings before the committees in Congress during the time it was pending, Doctor Ladd was always clear, concise, to the point, and entirely understandable. I remember particularly his attitude in regard to some of the mooted questions that arose in connection with the enforcement of the Federal food and drugs act. Doctor Ladd was unalterably opposed to the use of any kind of preservatives in food products, except the necessary condimental preservatives. He was particularly antagonistic to the bleaching of flour. When the Secretary of Agriculture had hearings on this question, Doctor Ladd was the most militant, and perhaps the most efficient, witness against the process. I think the arguments, illustrations, and accounts of experiments presented by Doctor Ladd and were among the leading factors that led Secretary Wilson to forbid the use of bleaching agents in flour. His opposition to benzoate of soda was equally determined, but it was not so successful with the Federal authorities. He administered the food law of his State rigidly, and he had much to do with its passage. This law represented largely his own views as to what an efficient food administration of a State should be. There were no side entrances or secret passages by means of which the food laws of North Dakota could be circumvented by scheming dealers and manufacturers. When they went to North Dakota with their wares, they always found a stone wall which they were unable to scale.

It was due to the popularity attained by Doctor Ladd as chemist, food commissioner, and president of the North Dakota Agricultural College that he was induced to enter politics. I think undoubtedly he was the most popular man in North Dakota. The people of his State believed in him; they knew he was absolutely honest and incorruptible. Therefore, he had no difficulty in securing the suffrage of his fellow citizens for the highest honor that the State could offer. When Doctor Ladd became United States Senator he brought to his office an economic program that for the first time in our relationship failed to receive my cordial support. I never asked him to change his views, however, because I knew the man so well I felt convinced that he thought he was entirely right and that it was entirely useless to try to change the views of a man with the firmness of conviction which I knew Senator Ladd held. This, however, abated not a whit my esteem for the man's personality and ability. In the four years of his service in the United States Senate he became, next to La Follette, the most militant progressive in that body. It was the irony of fate that carried both Senator La Follette and Senator Ladd out of the realm of earthly activities almost at the same time. The two great leaders of the progressive movement died within a short time of each other, Senator Ladd's death occurring just a few days after the death of Senator La Follette.

Senator Ladd's career was not spectacular; it was too earnest to partake of that character. The estimation of his

worth as a scientific man, as a State official, as a college president, and as a Member of the United States Senate will grow with the succeeding years. To me his death was distinctly personal. I felt that I had lost that friend who had stood by me shoulder to shoulder for 30 years in the fight for pure-food legislation and in my efforts to enforce the law regulating the sale of foods and drugs under the terms in which Congress enacted it and with the sole purpose of protecting the people of the United States from harm. In this work I had no more cordial and efficient supporter than Senator Ladd.

H. W. Wiley."

Senator Nye had the following remarks to say about Dr. Ladd:

"Doctor Ladd brought to the discharge of his every duty the rigid sanctions of a mind naturally punctilious, reenforced and strengthened by deep study of scientific principles and very extensive laboratory experience. The industrial and commercial world is his great debtor for the contributions he made toward the improvement in quality and reduction in cost of commodities in universal use. Recognition of his achievements came to him from scientific bodies, learned societies, and commercial establishments, even beyond the seas.

As a scientist and as one interested in the general welfare, Doctor Ladd decried and exposed sham in every form. It was Doctor Ladd who pioneered in the campaign against adulterated and misbranded foods. It was Doctor Ladd who paved the way to honest paint values. To-day upon the agricultural college grounds at Fargo, N. Dak., there stands something of a monument to the memory of Edwin F. Ladd in the form of a wooden fence erected at his request many years ago. Upon this fence he used various grades and manufactures of paint to prove his contention that the people of the State were being sold inferior paints at prices which should pay for good paint. His battle against the dishonest paint manufacturers won millions of dollars of savings not alone to the people of North Dakota but to the people of the whole Nation. It was Doctor Ladd who disclosed to the wheat growers of the Northwest the fact that they were growing a superior grade of wheat, a wheat possessing a milling value deserving of premium prices instead of the prices being paid as for inferior grades of wheat. It was this disclosure which awakened the farmer and his friends to the fact that they were being victimized in an economic way by powerful influences through which they must dispose of their crops, a disclosure of facts not yet completely remedied but which is bringing constant progress in the direction of fair play.

Doctor Ladd was genuinely interested in the problems against which the farmer battled and was constantly seeking after the truth and causes underlying these serious problems. His study and work in their behalf has saved millions of dollars to the agricultural people of North Dakota and to the people of the world, yet he gathered for himself all too little of the world's goods. Easily might he have won riches with such ability as he possessed and such places of trust as he occupied, but his high ideals of service and his great love for the accomplishment of those things which would result in

reward and happiness for the many held him to the post as an educator, paying so little."

Senator Dahl moved that the poem submitted by Senator Freed be printed in the Journal, which motion prevailed.

#### A TALE OF THE TRAIL

This life's a middlin' crooked trail, and after forty year  
Of knocking 'round I'm free to say the right ain'y always clear.  
I've seen a lot of folks go wrong—get off the main highroad  
An' fetch up in a swamp somewhere, almost before they  
  knowed.

I don't pretend to be no judge of right and wrong in men;  
I ain't been perfect all my life, an' may not be again;  
An' sometimes when I see a chap who seems plumb gone  
  astray  
I think perhaps he started right but somehow lost his way.

I like to think the good in 'em by far outweighs the ill;  
The trail of life is middlin' hard, and lots of it up hill;  
There's places where there ain't no guides or sign-boards up,  
  an' so  
It's partly guess work an' part luck which way you chance to  
  go.

I've seen th' trails fork some myself, an' when I had to choose  
I wasn't sure when I struck out if it was win or lose,  
So when I see a man who looks as though he'd gone astray  
I like to think he started right an' only lost his way.

I've seen a lot of 'm start out with grit an' spunk to scale  
The hills that purple over there an' somehow lose th' trail;  
I've seen 'em stop an' start again, not sure about th' road;  
An found 'em lost on some blind trail amost afore they knowed  
I've seen 'em circlin', tired out, with every pathway blind,  
With cliffs before 'em, mountain high, an' sloughs an' swamps  
  behind.

I've seen 'em stringin' through th' dusk, when twilight's  
  gettin' gray

A-lookin' for th' main highroad—poor chaps who've lost their  
  way.

It ain't so far from right to wrong—'th' trail ain't hard to  
  lose;

There's times I'd almost give my horse to know which one to  
  choose.

There ain't no signboards on the road t' keep you on the track,  
Wrong's sometimes white as driven snow, an' right looks  
  awful black!

I don't set up to be no judge of right an' wrong in men;  
I've lost the trail sometimes myself—I may get lost again  
An' if I see some chap that looks as though he'd gone astray  
I want to shove my hand in his an' help him find th' way.

by James W. Foley.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 22; nays, 21; absent and not voting, 6.

Those voting in the affirmative were:

Bridston	Krenz	Sauer
Coghlan	O'Brien	Schoeder
Dahl	Page	Schrock
Feton	Pyle	Spiekermeier
Foss	Reinke	Strand
Freed	Rue	Thomas
Geelan	Sandness	Troxel
Klusmann		

Those voting in the negative were:

Anderson	Kamrath	Olson
Baeverstad	Knudson	Solberg
Bjorlie	Kusler	Streibel
Blume	Leno	Torno
Dewing	Luick	Wahlund
Fraser	Nelson	Welander
Haag	Northougen	Work

Absent and not voting:

Bilden	Duffy	Shure
Day	Morgan	Stucke

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 666

Which has been read.

Senator Freed moved that House Bill No. 666 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 679

Which has been read.

Senator Schoeder moved that House Bill No. 679 be placed at the foot of the calendar, which motion prevailed.

Senator Freed requested that the Senate be on the eighth order of busienss, which request was granted.

#### MOTIONS

Senator Freed: We have two distinguished persons from our city here today, President Scott from the State Teachers College at Dickinson, and Mr. Harding, and they have a presentation to make to our presiding officer. I move that the President appoint a committee of one to escort these gentlemen to the rostrum. Which motion prevailed.

The President appointed as such Committee, Senator Freed, and the two gentlemen were escorted to the rostrum.

Mr. Scott: Mr. President, members of the Senate, we appreciate very much your taking a few minutes off at this time. We realize that you are getting close to adjournment and that time is precious. We came down here today to honor a couple of our local boys of whom we are proud. We had hoped to make an occasion of it and had planned to have our choir here in their new robes but time and the weather interfered. We are a little late because we wanted these presentations properly inscribed with metal plates and you know it is difficult to get metal at this time.

We are proud of our representation from Dickinson. I feel that we have been fairly consistent for a good many



years to have had the excellent representation in both houses that we have. I mean a splendid representation, not only for our area but for the State of North Dakota as well.

We watched your presiding officer develop as a man and as a legislator over a considerable period of years. We are proud of him, and on behalf of the State Teachers College we are pleased to honor him today.

A group of students of the political science class watched you men in action not so long ago, sitting in on several committee meetings and the session in the afternoon. I want to say that they came back to Dickinson with a very wholesome opinion of the legislature. That is as it should be. I wish that more of our young folks could come down and think that would give them a better opinion of the legislature and a better insight into the functions of our state government. So much for that. Again I want to say we are proud of Ray Schnell. Mr. Harding, head of the Industrial Arts Department will make a presentation to him. I don't know how many gavels you have. I assure you that none will be presented with more warmth and great pride than this one. I think we should have had a little Hereford Bull inscribed on this at that. Mr. Harding.

Mr. Harding: In behalf of our teachers college it gives me a great deal of pleasure to present this gavel made from our Bad Lands Cedar in recognition of the many kindnesses you have shown not only this year and this session but through the many years ever since the college was started.

Lt. Gov. Schnell: Thank you, Mr. Harding and Mr. Scott. I hope that I am as well appreciated by the members of the North Dakota Senate in this session as I am by the people of the Dickinson State Teachers College and also the people of Dickinson, and I want to express my appreciation for the honor and the splendid gavel inscribed: Ray Schnell, Lieutenant Governor, 1951-1953, Dickinson State Teachers College. I want to thank you.

I will now return the gavel I have used to the former Lieutenant Governor, C. P. Dahl, who served in the Senate in 1945, 1947 and 1949—for six years as Lieutenant Governor. I will make use of the new gavel and I want to express my thanks to Senator Dahl for letting me use the gavel he has used so many years. Thanks a lot, Senator Dahl.

#### SECOND READING OF HOUSE BILLS

House Bill No. 680

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 28; absent and not voting, 6.

Those voting in the affirmative were:

Bilden	Kusler	Olson
Bjorlie	Leno	Solberg
Blume	Nelson	Stucke
Dewing	Nordhougen	Wahlund
Kamrath	O'Brien	Work

Those voting in the negative were:

Anderson	Haag	Sauer
Baeverstad	Klusmann	Schoeder

Bridston	Knudson	Schrock
Coghlan	Krenz	Spiekermeier
Dahl	Luick	Strand
Feton	Morgan	Thomas
Foss	Reinke	Torno
Fraser	Rue	Troxel
Freed	Sandness	Welander
Geelan		

Absent and not voting:

Day	Page	Shure
Duffy	Pyle	Streibel

So the bill was declared lost for lack of a constitutional majority.

Senator Bridston moved that the vote by which House Bill No. 680 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 770

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work
Haag		

Those voting in the negative were:

Sandness

Absent and not voting:

Duffy	Shure
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So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 80, have had the same under consideration and recommends:

That the Senate concur in the House amendments and further amends Senate Bill No. 80 as follows:

In line 24 after the word "to" and before the word "thirty" insert the words "at least".

In line 28 strike out the word "if" and in lieu thereof insert the word "when".

## JOURNAL OF THE SENATE

For the Senate:

HARVEY B. KNUDSON  
R. M. STREIBEL  
HARRY O'BRIEN

For the House:

JOHN A. STORMON  
ADRIAN O. McLELLAN  
BEN J. WOLF

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has refused to adopt the report of the Conference Committee on Senate Bill No. 80 and that the House requests the return of Senate Bill No. 80.

KENNETH L. MORGAN, Chief Clerk.

Senator Knudson requested that the Senate be on the eighth order of business, which request was granted.

## MOTIONS

Senator Knudson moved that Senate Bill No. 80 be returned to the House, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1951

Mr. Speaker: I have the honor to return:  
Senate Bill No. 80  
Which the House requested.

W. J. TROUT, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 800 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Snortland, Anderson of Ransom and Sailer.

KENNETH L. MORGAN, Chief Clerk.

The President appointed as a Conference Committee on House Bill No. 800, Senators Work, Nordhogen and Pyle.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1951

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. 800 Senators: Work, Nordhogen and Pyle.

W. J. TROUT, Secretary.

## MOTIONS

Senator Streibel: I would like to place the name of Senator Kamrath for President Pro Tem for the interim. Senator Kamrath is the dean of the Senate both in years and in service.

Senator Baeverstad: I am a new member of the Senate here and in our particular section we have a man we think a lot of. It is a great pleasure to move to place the name of Senator Krenz in nomination for President Pro Tem for the interim.

Senator Feton: I wish to put in nomination for President Pro Tem for the interim, Senator Foss.

Senator Coghlan: I want to present at this time the name of Harry O'Brien for President Pro Tem for the interim.

Senator Troxel: I am happy to second the nomination of Senator Kamrath. He has been one of my faithful members of the agriculture committee—always dependable—never gets noisy or confused as this section does over here. He is one of the members that I esteem very highly. I am happy to endorse the nomination of Senator Kamrath.

Senator Dahl moved that the Senate cast a unanimous vote for Senator Kamrath as President Pro Tem for the interim. I think he is entitled to that honor. Which motion was declared lost.

Senator Streibel moved that the Senate reconsider its action starting with the nominations for President Pro Tem for the interim, which motion prevailed.

Senator Streibel: I nominate Senator Kamrath for President Pro Tem for the interim.

Senator Baeverstad: I nominate Senator Krenz for President Pro Tem for the interim.

Senator Feton: I place in nomination the name of Senator Foss for President Pro Tem for the interim.

Senator Coghlan: I place in nomination the name of Harry O'Brien for President Pro Tem for the interim.

Senator Troxel: I renew my second of the nomination of Senator Kamrath.

Senator Day: I place in nomination the name of Senator Page.

Senator Knudson moved that nominations be closed, which motion prevailed.

Senator Nordhougen moved that no Senator be permitted to change his vote more than once, which motion prevailed.

#### ROLL CALL

The question being on the election of President Pro Tem for the interim, the roll was called and the votes were as follows: Kamrath, 28; Page, 9; O'Brien, 4; Foss, 3; Krenz, 3.

Those voting for Kamrath were:

Anderson	Leno	Solberg
Bilden	Nelson	Spiekermeier
Bjorlie	Nordhougen	Stucke
Blume	O'Brien	Thomas
Foss	Olson	Torno
Fraser	Page	Troxel
Geelan	Sandness	Wahlund
Haag	Schoeder	Welander
Krenz	Schrock	Work
Kusler		

Those voting for Page were:

Baeverstad	Dahl	Morgan
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Bridston	Klusmann	Reinke
Coghlán	Knudson	Sauer
Those voting for O'Brien were:		
Day	Freed	Strand
Dewing		
Those voting for Foss were:		
Feton	Luick	Rue
Those voting for Krenz were:		
Kamrath	Pyle	Streibel
Absent and not voting:		
Duffy	Shure	

So Senator Kamrath was declared President Pro Tem for the interim.

Senator O'Brien: I want to explain my vote by saying that I deplore the political jockeying that has taken place in the Senate today. In my opinion Senator Kamrath is entitled to the honorary position of President Pro Tem of the Senate for the interim, both by reason of seniority and competent and faithful service. I feel keenly that Senator Kamrath should be elected President Pro Tem for the interim. I am proud to cast my vote for him. At this time I make a motion that we elect Senator Kamrath, President Pro Tem for the interim by acclamation, which motion prevailed.

Senator Troxel: Mr. President, Apparently I am accused of holding the key to this feud that has come to a head today between the Griggs-Steele and Grand Forks members of this body. Any contribution I have added to break up this upheaval makes me very happy in spite of the remarks hurled toward my desk.

Senator Dahl: The presiding officer of the Senate votes in case of ties on procedure but he has no authority to vote on the proposition of electing anyone to an office, or to vote in a tie which involves three candidates for the same office by eliminating one by voting for one or the other of the two who has the fewest number of votes disregarding the one who has the greater number of votes, in his decision.

Senator Day moved that the President vote to break the tie between the candidates Krenz and Foss, which motion prevailed.

Mr. President: I vote for a western man, Senator Krenz.

Senator Day: Is it the decision of the chair that Feton, Luick and Rue are, by your decision the minority faction?

Mr. President: I said I am voting for a western man. Whatever the statement here, I was voting to make Krenz the minority winner. That's what it is and that's the way I want the record. I may have stated that wrong.

Senator Day: In accordance with the decision of the chair, I move that the minority faction be considered Kamrath, Pyle and Streibel.

Senator Dahl: I make a substitute motion to appeal from the decision of the chair that the chair has no right to make a decision where three men are involved as candidates for an office.

Which motion was declared lost.

ROLL CALL

The question was on whether the ruling of the Chair should be sustained, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Kusler	Schrock
Bjorlie	Leno	Solberg
Blume	Nelson	Spiekermeier
Day	Nordhougen	Streibel
Dewing	Olson	Stucke
Fraser	Page	Thomas
Geelan	Pyle	Troxel
Haag	Sauer	Wahlund
Kamrath	Schoeder	Welanders

Those voting in the negative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Strand
Dahl	Luick	Torno
Feton	Morgan	Work
Foss	O'Brien	

Absent and not voting:

Duffy Shure

So the ruling of the Chair was declared sustained.

Senator Day moved that the decision of the chair be confirmed and that Kamrath, Pyle and Streibel be recognized as the minority faction within the meaning of the motion made this morning.

ROLL CALL

The question being on the motion of Senator Day, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Kusler	Solberg
Bjorlie	Leno	Spiekermeier
Blume	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	Olson	Thomas
Fraser	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Schoeder	Welanders
Kamrath	Schrock	

Those voting in the negative were:

Anderson	Freed	Reinke
Baeverstad	Klusmann	Rue
Bridston	Knudson	Sandness
Coghlan	Krenz	Sauer
Dahl	Luick	Strand
Feton	Morgan	Torno
Foss	O'Brien	Work

Absent and not voting:

Duffy Shure

So the motion was declared carried.

Senator Day: A couple of days ago a caucus was held of the majority faction, at which a group were led to take

action that I think disregarded a good many of the rules that we have all tried to follow for a good long time while working together here in the Senate. The authority exercised by these two was flouted and shouted at a cocktail party to celebrate what they had done. The challenge, in effect was "Now, what are you going to do about it?"

I have always found that most men are eventually reasonable. Sometimes they need to have a lesson. I have had several. It may be that there were some lessons today. I don't know. But I want to assure the Senate that, in spite of the action taken today, that there will be no ill considered action as far as appointing substantial men to the Legislative Research Committee is concerned. Every Senator here will have some voice in regard to what is done, in spite of the fact that the power momentarily seems to be in other hands.

Senator Sandness moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

#### FIFTY-NINTH DAY

Bismarck, March 1, 1951

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. E. D. Murdoch, Mandan.

Roll Call: All Senators present except Senators Duffy and Shure.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh day after recess and Fifty-eighth day and recommends that the same be corrected as follows:

On page 699, line 24, correct the spelling of the word "appropriated".

On page 703, line 22, strike out the word "they" and insert in lieu thereof the word "thy", and in line 25 make the same correction.

On page 705, line 50, correct the spelling of the word "Senators".

And when so corrected recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF HOUSE BILL

House Bill No. 805. A Bill for an Act to Amend and Reenact Section 10-1309 of the North Dakota Revised Code of 1943, Relating to Powers of Electric Cooperative Corporations.

Was read the first time and referred to the Committee on General Affairs.

Senator Morgan moved that the Senate do now recess until 9:00 a.m., March 2, 1951, which motion prevailed.

W. J. TROUT, Secretary.

FIFTY-NINTH DAY AFTER RECESS  
AND SIXTIETH DAY

Bismarck, March 2, 1951

The Senate convened at 9:00 a.m., pursuant to recess taken, the President presiding.

The President appointed as a Conference Committee on House Bill No. 609, Senators O'Brien, Sandness and Thomas.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

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. 609, Senators: O'Brien, Sandness and Thomas.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 617  
House Bill No. 628  
House Bill No. 690  
House Bill No. 720  
House Bill No. 752  
House Concurrent Resolution "D"  
House Concurrent Resolution "Q"  
House Concurrent Resolution "R"  
House Concurrent Resolution "S"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 532  
House Bill No. 643  
House Bill No. 713

Which the Senate has amended.

W. J. TROUT, Secretary.



## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 15, which the House has amended as follows:

On line 3 of the engrossed bill strike out the figures \$100,335.00 and insert in lieu thereof the figures "\$111,235.00".

Strike out all of line 16 and add the following as new lines:

"Clerkhire, Postage, Supplies, Printing, Furniture & Fixtures to be used for additional licensing of motor vehicles carrying property ..... 10,900.00

Total ..... \$111,235.00"

Number the new lines.

Senate Bill No. 80, which the House has amended as follows:

In line 11 of the original bill, after the word "to" insert the words "at least".

In line 24 strike out the word "twenty" and insert in lieu thereof the word "thirty".

In line 24, after the word "to" and before the word "thirty" insert the words "at least".

In line 28 strike out the word "if" and insert the word "when".

Which motion prevailed.

KENNETH L. MORGAN, Chief Clerk.

## REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 6 has had the same under consideration and recommends:

In line 4 of the House amendment change the figure \$753,600.00 to \$668,600.00.

In line 11 of the House amendment change the figure \$1,485,000.00 to read \$1,400,000.00.

In line 47 of the House amendment for the total strike out the figure \$3,168,600.00 and insert in lieu thereof the figure \$3,083,600.00.

That the Senate concurs in all other amendments made by the House.

For the Senate:

C. P. DAHL  
ORRIS G. NORDHOUGEN  
EDWARD LENO

For the House:

A. C. JOHNSON  
CLIFFORD LINDBERG  
JOHN LEIER

Senator Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 6 be deemed properly reengrossed and placed on second reading and final passage, as amended by Conference Committee, which motion prevailed.

Senate Bill No. 6

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by conference committee, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Day	Pyle	Shure
Klusmann	Schrock	Thomas

So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 538, have had the same under consideration and recommended:

In line 40 after the word "thousand" insert the words "two hundred"

House concurs in all other Senate amendments.

For the Senate:

RALPH DEWING  
ALBERT J. SANDNESS  
JOSEPH A. REINKE

For the House:

W. M. SMART  
C. F. ARNDT  
R. H. LYNCH

Senator Dewing moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Dewing moved that the rules be suspended and that House Bill No. 538 be placed on second reading and final passage, as amended by Conference Committee, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 538

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Geelan	Rue
Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Dewing	Nelson	Stucke
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Reinke	Work

Absent and not voting:

Day	Pyle	Shure
Klusmann	Schoeder	Thomas
Morgan		

So the bill passed and the title was agreed to.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Dahl 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.

The President appointed as a Conference Committee on Senate Bill No. 1, Senators Nordhougen, Luick and Blume.

Senator Dahl requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Dahl moved that the Senate reconsider the action by which House Bill No. 506 was passed, which motion prevailed.

Senator Dahl moved that the amendment to House Bill No. 506 be amended as follows: After the figure "8" at the end of the amendment add the following: "of the printed bill." Which motion prevailed.

Senator Dahl moved that the rules be suspended and that House Bill No. 506 be placed on second reading and final action, as amended by the Senate, which motion prevailed.

House Bill No. 506

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bilden	Knudson	Schoeder
Bjorlie	Krenz	Schrock
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Streibel
Dewing	Morgan	Stucke
Duffy	O'Brien	Thomas

Feton	Olson	Torno
Foss	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Geelan		

Absent and not voting:

Bridston	Nelson	Shure
Day	Nordhougen	Strand
Klusmann	Sandness	Work

So the bill passed and the title was agreed to.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Dahl moved that the Senate do not concur in the House amendments to Senate Bill No. 13 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 13, Senators Freed, Welander and Foss.

Senator Rue moved that the Senate do concur in the House amendments on Senate Bill No. 27, which motion prevailed.

Senator Rue moved that the rules be suspended and that Senate Bill No. 27 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 27

Which has been read.

#### 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, 8; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sauer
Bilden	Krenz	Schrock
Bjorlie	Leno	Spiekermeier
Coghlan	Luick	Stucke
Dewing	Morgan	Thomas
Duffy	Nelson	Torno
Feton	Nordhougen	Troxel
Foss	O'Brien	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work

Those voting in the negative were:

Blume	Kusler	Schoeder
Geelan	Olson	Solberg
Knudson	Page	

Absent and not voting:

Bridston	Klusmann	Strand
Dahl	Sandness	Streibel
Day	Shure	

So the bill passed and the title was agreed to.

Senator Bridston moved that the Senate do concur in the House amendments to Senate Bill No. 34, which motion prevailed.

Senator Bridston moved that the rules be suspended and

that Senate Bill No. 34 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 34

Which has been read.

#### 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:

Anderson	Geelan	Rue
Baeverstad	Haag	Sauer
Bilden	Kamrath	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Streibel
Day	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	O'Brien	Troxel
Foss	Olson	Wahlund
Fraser	Page	Welander
Freed	Reinke	Work

Absent and not voting:

Klusmann	Sandness	Shure
Pyle		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 64.

Senator O'Brien made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 64, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 64, Senators O'Brien, Spiekermeier and Nordhougen.

Senator Page moved that the Senate do concur in the House amendments to Senate Bill No. 74.

Senator Knudson made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 74 and that a conference committee be appointed, which motion was declared lost.

The question being on the motion of Senator Page that the Senate do concur in the House amendments to Senate Bill No. 74, which motion prevailed.

Senator Page moved that the rules be suspended and that Senate Bill No. 74 be deemed properly reengrossed and placed on second reading and final action, as amended by the House, which motion prevailed.

Senate Bill No. 74

Which has been read.

## 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:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Luick	Solberg
Coghlan	Morgan	Spiekermeier
Dewing	Nelson	Streibel
Duffy	Nordhousen	Stucke
Feton	O'Brien	Thomas
Foss	Olson	Troxel
Fraser	Page	Wahlund
Freed	Pyle	Welander
Geelan	Reinke	Work

Absent and not voting:

Dahl	Leno	Strand
Day	Shure	Torno
Klusmann		

So the bill passed and the title was agreed to.

Senator Work moved that the Senate do not concur in the House amendments to Senate Bill No. 88, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 88, Senators Work, Streibel and Pyle.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 104.

Senator Streibel made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 104.

Senator Morgan requested a call of the senate, which request was granted.

Senator Morgan moved that the call of the Senate be dispensed with, which motion prevailed.

The question being on the substitute motion of Senator Streibel that the Senate do not concur in the House amendments to Senate Bill No. 104, which motion was declared lost.

The question being on the motion of Senator Morgan that the Senate do concur in the House amendments to Senate Bill No. 104, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 104 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 104

Which has been read.

## 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, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Freed	Reinke
Baeverstad	Geelan	Rue
Bjorlie	Klusmann	Sandness
Blume	Knudson	Sauer
Bridston	Krenz	Strand
Coghlan	Luick	Torno
Dahl	Morgan	Troxel
Day	O'Brien	Wahlund
Duffy	Page	Welander
Feton	Pyle	Work
Foss		

Those voting in the negative were:

Bilden	Leno	Solberg
Dewing	Nelson	Spiekermeier
Fraser	Nordhougen	Streibel
Haag	Olson	Stucke
Kamrath	Schoeder	Thomas
Kusler	Schrock	

Absent and not voting:

Shure

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Fraser moved that the vote by which Senate Bill No. 104 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Bridston moved that the Senate do concur in the House amendments to Senate Bill No. 159, which motion prevailed.

Senator Bridston moved that the rules be suspended and that Senate Bill No. 159 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 159

Which has been read.

#### 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:

Anderson	Geelan	Reinke
Baeverstad	Haag	Rue
Bilden	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Schrock
Coghlan	Kusler	Solberg
Dahl	Leno	Spiekermeier
Day	Luick	Strand
Dewing	Nelson	Streibel
Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Troxel
Fraser	Pyle	Welander
Freed		

Absent and not voting:

Morgan	Shure	Wahlund
Nordhougen	Torno	Work

So the bill passed and the title was agreed to.

Senator Bilden moved that the Senate do concur in the House amendments to Senate Bill No. 163, which motion prevailed.

Senator Bilden moved that the rules be suspended and that Senate Bill No. 163 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 163

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Luick	Solberg
Dahl	Morgan	Spiekermeier
Duffy	Nelson	Strand
Feton	O'Brien	Stucke
Foss	Olson	Thomas
Fraser	Page	Torno
Freed	Pyle	Wahlund
Geelan	Reinke	Welandner
Haag		

Absent and not voting:

Bridston	Leno	Streibel
Day	Nordhougen	Troxel
Dewing	Shure	Work

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Knudson moved that the Senate do concur in the House amendments to Senate Bill No. 166, which motion prevailed.

Senator Knudson moved that the rules be suspended and that Senate Bill No. 166 be considered properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 166

Which has been read.

#### 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:

Anderson	Geelan	Rue
Baeverstad	Haag	Sandness
Bilden	Kamrath	Sauer



Bjorlie	Klusmann	Schoeder
Blume	Knudson	Schrock
Bridston	Krenz	Solberg
Coghlan	Kusler	Spiekermeier
Dahl	Luick	Strand
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Feton	O'Brien	Torno
Foss	Olson	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander

Absent and not voting:

Day	Page	Streibel
Leno	Shure	Work
Nordhougen		

So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 197, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 197 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 197

Which has been read.

#### 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:

Anderson	Haag	Sandness
Baeverstad	Kamrath	Sauer
Bilden	Klusmann	Schoeder
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Stucke
Dewing	Nelson	Thomas
Duffy	O'Brien	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan	Rue	

Absent and not voting:

Day	Nordhougen	Streibel
Leno	Shure	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Freed moved that the Senate do not concur in the House amendments to Senate Bill No. 201 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 201, Senators Freed, Krenz and Schoeder.

Senator Troxel moved that the Senate do concur in the House amendments to Senate Bill No. 242, which motion prevailed.

Senator Troxel moved that the rules be suspended and that Senate Bill No. 242 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 242

Which has been read.

#### 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, 3; absent and not voting, 7.

Those voting in the affirmative were:

Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Coghlan	Leno	Solberg
Dewing	Luick	Spiekermeier
Duffy	Morgan	Strand
Feton	Nelson	Stucke
Foss	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Haag	Pyle	Wahlund
Kamrath	Reinke	Welander
Klusmann	Sandness	Work

Those voting in the negative were:

Baeverstad	Dahl	Rue
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Absent and not voting:

Anderson	Geelan	Shure
Bridston	Nordhougen	Streibel
Day		

So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 15, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 15 be deemed properly reengrossed and placed on second reading and final action, as amended by the House, which motion prevailed.

Senate Bill No. 15

Which has been read.

#### 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, 3; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sandness
Bilden	Knudson	Sauer
Blume	Klusmann	Schoeder
Bridston	Krenz	Schrock
Coghlan	Kusler	Solberg
Dahl	Luick	Spiekermeier
Dewing	Morgan	Strand

Duffy	O'Brien	Stucke
Feton	Olson	Thomas
Foss	Page	Torno
Fraser	Pyle	Troxel
Freed	Reinke	Wahlund
Geelan	Rue	Welander

Those voting in the negative were:

Bjorlie	Leno	Nelson
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Absent and not voting:

Anderson	Nordhougen	Streibel
Day	Shure	Work

So the bill passed and the title was agreed to.

Senator O'Brien moved that the Senate do concur in the House amendments to Senate Bill No. 80, which motion prevailed.

Senator O'Brien moved that the rules be suspended and that Senate Bill No. 80 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 80

Which has been read.

#### 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, 2; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reinke
Bilden	Klusmann	Rue
Bjorlie	Knudson	Sandness
Blume	Krenz	Sauer
Coghlan	Kusler	Schoeder
Dahl	Leno	Schrock
Dewing	Luick	Spiekermeier
Duffy	Morgan	Stucke
Feton	Nelson	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Welander

Those voting in the negative were:

Solberg	Streibel
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Absent and not voting:

Anderson	Nordhougen	Strand
Bridston	Shure	Work

So the bill passed and the title was agreed to.

Senator O'Brien moved that the vote by which Senate Bill No. 80 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 800, have had the same under consideration and recommended:

That the House concur with the Senate amendments, and further amend the bill by:

Striking out everything in line 66 to line 69 inclusive and inserting in lieu thereof:

4. To a farmer transporting his own livestock or commodities from his farm with his own truck to any village, market, or place where such livestock and commodities are to be sold, stored, or otherwise disposed of, as well as the transporting of supplies from any village, city, or place where same is purchased or acquired to his farm where such supplies are to be used, consumed, or processed; or

Renumber lines accordingly.

For the Senate:

ORRIS G. NORDHOUGEN  
HUGH J. WORK  
KENNETH K. PYLE

For the House:

THOMAS L. SNORTLAND  
ANSON J. ANDERSON of Ransom  
EDWIN G. SAILER

Senator Nordhougen moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 800

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by Conference Committee, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Reinke
Baeverstad	Klusmann	Rue
Bilden	Knudson	Sandness
Bjorlie	Krenz	Sauer
Bridston	Kusler	Schoeder
Coghlan	Leno	Schrock
Dahl	Luick	Spiekermeier
Dewing	Morgan	Stucke
Duffy	Nelson	Thomas
Foss	Nordhougen	Torno
Fraser	O'Brien	Troxel
Freed	Olson	Wahlund
Haag	Page	Welander
Geelan	Pyle	

Those voting in the negative were:

Blume	Solberg	Streibel
Feton		

Absent and not voting:

Day	Strand	Work
Shure		

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 501  
 House Bill No. 571  
 House Bill No. 585  
 House Bill No. 594  
 House Bill No. 604  
 House Bill No. 671  
 House Bill No. 728  
 House Bill No. 803

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 538.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 190  
 Senate Bill No. 209  
 Senate Bill No. 219  
 Senate Bill No. 235  
 Senate Bill No. 250

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 41  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 121  
 Senate Bill No. 168  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 251  
 Senate Bill No. 252

Senate Concurrent Resolution "S"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 49  
 Senate Bill No. 57  
 Senate Bill No. 181  
 Senate Bill No. 188

Senate Bill No. 247  
 Senate Concurrent Resolution "G"  
 Senate Concurrent Resolution "P"  
 And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 49  
 Senate Bill No. 57  
 Senate Bill No. 181  
 Senate Bill No. 188  
 Senate Bill No. 247  
 Senate Concurrent Resolution "G"  
 Senate Concurrent Resolution "P"

And the President signed the same in the presence of the Senate.

Senator Bridston requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Streibel requested a call of the Senate, which request was granted.

Senator Streibel moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Bridston: Mr. President, I move that all reference to the Day motion of yesterday setting up a new method of selecting the members of the Legislative Research Committee, including the motion itself, be expunged from the record.

In support of this motion I wish to make the following points for the record. First, when the minority Nonpartisan League faction of this Senate made book with two or three disgruntled members of the majority faction, they established a precedent that no sound legislator can possibly condone.

Most of the members of the majority faction were not willing to grant to one of their members his request that he again be nominated to the Research Committee. Some of them felt that this honor should be passed around; others had simply lost confidence. His suggestion to use the committee for investigations of persons, departments and institutions that he is prejudiced against, a purpose the committee was not intended for, influenced the thoughtful members of the majority faction. To openly discuss these matters a conference was called of those members of the coalition group who had not been seriously involved with his energetic campaign to again be placed on that committee. There was absolutely nothing wrong with this procedure.

This matter was strictly a majority faction problem and the minority faction should never have become involved in it. It was none of their affair. I doubt very much that the action taken yesterday, and that you were a party to, Mr. President, has ever been duplicated in any other legislature in the land. In North Dakota it established a precedent that is not only unfair but dangerous to future minority and majority groups.

Second, the action yesterday makes it possible for the minority legislative members to wrest control of the Research Committee, which control rightfully and legally belongs to the majority factions of the Senate and the House due to their ability to organize both these branches at the beginning of the Session.

Mr. President, can you justify this kind of manipulation on the part of the faction that you belong to? Can anyone justify it?

Third, do the members of this body want to make it possible for politically ambitious men to use the Legislative Research Committee as a sounding board and a vehicle for their selfish ambitions?

Fourth, this whole procedure is, in my opinion, illegal and certainly high-handed and unethical.

Finally, can any old or new member of this Senate point out one instance where the ROC majority faction has ever taken parliamentary or any other advantage of the minority? I have served here since 1939 and I am proud of our record in respect to this. I include both the coalition faction prior to 1945 and the ROC faction since then.

Mr. President, I appeal to fairminded members of all factions to vote for this motion.

Senator Pyle requested a call of the Senate, which request was granted.

Senator Pyle moved that the call of the Senate be dispensed with, which motion prevailed.

The question was on the motion of Senator Bridston, which motion was declared lost.

Senator Strand moved that the House be requested to return House Concurrent Resolution "Q", which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate requests return of House Concurrent Resolution "Q"

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 6 and on House Bill No. 538.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred to House amendments on Senate Bills No. 27, 34, 74, 159, 163, 166, 197, 242, 15, 80.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

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: Nordhogen, Luick and Blume.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 13 and the President has appointed as a Conference Committee, to act with a like committee from the House, Senators: Freed, Welander and Foss.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 64 and the President has appointed as a Conference Committee, to act with a like committee from the House, Senators: O'Brien, Spiekermeier and Nordhogen.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 201 and the President has appointed as a Conference Committee, to act with a like committee from the House, Senators: Freed, Krenz and Schoeder.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 506

Which the Senate has corrected.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 800.

W. J. TROUT, Secretary.

Senator Morgan moved that the Senate do now recess until 1:00 p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

House Concurrent Resolution "Q"

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.



House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return the enrolled copy of Senate Bill No. 207 and to inform you that the House requests the return of the original bill.

KENNETH L. MORGAN, Chief Clerk.

Senator Geelan requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Geelan moved that the President appoint a Committee of one to escort the charming and gracious wife of the Lieutenant Governor, Mrs. Ray Schnell, to the rostrum, which motion prevailed.

The President appointed Senator Geelan as such Committee and Mrs. Schnell was escorted to the rostrum and introduced to the members of the Senate.

Senator Morgan moved that the Senate reconsider the signing of Senate Bill No. 207, which motion prevailed.

Senator Morgan moved that Senate Bill No. 207 be returned to the House, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return Senate Bill No. 207 which the House requested.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 88 and the President has appointed as a Conference Committee, to meet with a like committee from the House Senators: Work, Streibel and Pyle.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 49

Senate Bill No. 57

Senate Bill No. 181

Senate Bill No. 188

Senate Bill No. 247

Senate Concurrent Resolution "G"

Senate Concurrent Resolution "P"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 1 Reps.: Johnson, Monke and Leier, and on Senate

Bill No. 13 Reps.: Wambheim, Anderson of Richland and Link; and on Senate Bill No. 64 Reps.: Fitch, Snortland and Baker and on Senate Bill No. 201 Reps.: Fleenor, Hofstrand and Weber.

KENNETH L. MORGAN, Chief Clerk.

MESSAGE FROM THE GOVERNOR  
State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

March 2, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved Senate Bill Number 222.  
This bill has been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

SECOND READING OF HOUSE BILLS

House Bill No. 785

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Coghlan	Kusler	Schrock
Dahl	Leno	Solberg
Day	Luick	Spiekermeier
Dewing	Morgan	Strand
Duffy	Nelson	Streibel
Feton	Nordhougen	Thomas
Foss	O'Brien	Troxel
Fraser	Olson	Wahlund
Geelan	Page	Welanders
Haag	Pyle	

Those voting in the negative were:

Baeverstad	Reinke	Torno
Bilden	Rue	Work
Klusmann		

Absent and not voting:

Bridston	Shure	Stucke
Freed		

So the bill passed and the title was agreed to.

Senator Dahl moved that the vote by which House Bill No. 785 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 799

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Thomas
Duffy	Olson	Torno
Feton	Page	Troxel
Fraser	Pyle	Wahlund
Freed	Reinke	Welander
Haag	Rue	Work
Kamrath		

Those voting in the negative were:

Geelan

Absent and not voting:

Bjorlie	O'Brien	Stucke
Foss	Shure	

So the bill passed and the title was agreed to.

Senator Reinke moved that the vote by which House Bill No. 799 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 801

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haag	Rue
Baeverstad	Kamrath	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schoeder
Bridston	Krenz	Schrock
Coghlan	Kusler	Solberg
Dahl	Leno	Strand
Day	Luick	Streibel
Dewing	Nelson	Thomas
Duffy	Nordhougen	Torno
Feton	Olson	Troxel
Foss	Page	Wahlund
Fraser	Pyle	Welander
Freed	Reinke	Work
Geelan		

Absent and not voting:

Bilden	O'Brien	Spiekermeier
Morgan	Shure	Stucke

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which House Bill No. 801 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 802

Which has been read.

Senator Bjorlie moved that House Bill No. 802 be amended as follows:

In line 22, strike out the bracket.

In line 24 strike out the period and the bracket

After the word business in line 24 insert the following: "except that the sale of confections, food and soft drinks shall be permitted with the approval of the school board, and the proceeds thereof shall be accounted to such board."

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 802, as amended by the Senate, the roll was called and there were ayes, 36; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Haag	Rue
Bjorlie	Kamrath	Sauer
Blume	Klusmann	Schoeder
Coghlan	Knudson	Schrock
Dahl	Kusler	Solberg
Day	Leno	Spiekermeier
Dewing	Luick	Strand
Duffy	Nelson	Streibel
Feton	Nordhougen	Thomas
Fraser	Olson	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander

Those voting in the negative were:

Anderson	Morgan	Sandness
Krenz	Page	Torno

Absent and not voting:

Bilden	O'Brien	Stucke
Bridston	Shure	Work
Foss		

So the bill passed and the title was agreed to.

Senator Haag moved that the vote by which House Bill No. 802 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MOTIONS

Senator Strand moved that the vote by which House Concurrent Resolution "Q" was passed be reconsidered, which motion prevailed.

Senator Strand moved that House Concurrent Resolution "Q" be amended as follows:

In line 32 after the word "days" strike out the semi-colon and insert a comma and add the following: "Mrs. P. J. Curtis,

Mrs. Alice Knoll, Florence Graham, Ruth Staley be paid \$10.00 per day for additional three days:"

Renumber the lines accordingly.

Which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Concurrent Resolution "Q"

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bjorlie	Knudson	Sauer
Blume	Krenz	Schoeder
Coghlan	Kusler	Schrock
Dahl	Leno	Solberg
Day	Luick	Spiekemeier
Dewing	Morgan	Strand
Duffy	Nelson	Streibel
Feton	Nordhougen	Thomas
Foss	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Pyle	Work
Haag	Reinke	

Absent and not voting:

Bilden	Shure	Welander
Bridston	Stucke	

So the resolution was declared adopted.

Senator Freed moved that House Bill No. 666 be placed at the head of the calendar, which motion prevailed.

House Bill No. 666

Which has been read.

Senator Kusler moved that House Bill No. 666 be amended as follows:

In line 26 strike the word "or";

Following line 26 insert the following:

"4. Within twenty-five feet of the corner of any retail business block; or";

In line 27 change the figure 4 to the figure 5.

Renumber the lines.

Which motion prevailed.

Senator Freed moved that House Bill No. 666 be amended as follows:

After the figure 1943 in the title, delete the period and insert a comma and add the following: "and declaring an emergency."

After line 40 add the following lines:

41 SECTION 2. EMERGENCY.) This Act is hereby  
41a declared

42 to be an emergency measure and shall be in full force and  
43 effect from and after its passage and approval.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 666, as amended by the Senate, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Blume	Knudson	Sauer
Bridston	Krenz	Schoeder
Coghlan	Kusler	Spiekermeier
Dahl	Leno	Strand
Day	Luick	Stucke
Duffy	Morgan	Thomas
Feton	Nordhousen	Torno
Foss	Page	Welander
Freed	Pyle	Work
Geelan	Reinke	

Those voting in the negative were:

Bjorlie	Nelson	Solberg
Dewing	O'Brien	Streibel
Fraser	Olson	Troxel
Haag	Schrock	Wahlund

Absent and not voting:

Bilden	Shure
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Pyle moved that the vote by which House Bill No. 666 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No 4.

KENNETH L. MORGAN, Chief Clerk.

#### MOTIONS

Senator Morgan moved that Senate Bill No. 4 be returned to the House, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return Senate Bill No. 4, which the House requested.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 653

House Bill No. 680

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 785

House Bill No. 799

House Bill No. 801

House Bill No. 802

House Concurrent Resolution "Q"

Which the Senate has amended.

W. J. TROUT, Secretary.

MESSAGE FROM THE GOVERNOR  
State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

March 1, 1951

Members of the Senate  
Thirty-Second Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

I am returning Senate Bill 249 without my approval.

Senate Bill 249 appropriates \$175,000 for the construction and equipment of an executive mansion on the capitol grounds. There is also provided a Governor's Mansion Commission to carry out the provisions of this act.

The state has under construction at the present time several buildings for which funds were appropriated out of the General Fund during the 1949 session. Other buildings for which money was provided in that or previous sessions have not even been started. These buildings will require much material and equipment which is becoming more difficult to obtain even at increasing prices. Besides, these materials and equipment compete in the market with the demands of the national defense program during the present emergency.

During this session appropriations for buildings are held at a minimum although some necessary construction may be provided if pending legislation is passed. To add another building to the construction program such as is provided for in Senate Bill 249 during the coming biennium does not conform to the policy of holding such appropriation to the minimum. I believe this policy should be adhered to regardless of the nature of the fund from which appropriations are made for buildings.

I therefore veto this bill.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

MOTIONS

Senator Rue moved that the Senate reconsider its action in passing Senate Bill No. 249, for the purpose of overriding the Governor's veto and that Senate Bill No. 249 be placed on the calendar.

Senator Nelson requested a call of the Senate, which request was granted.

Senator Nelson moved that the call of the Senate be dispensed with, which motion prevailed.

The question was on the motion of Senator Rue, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 249

Which has been read.

ROLL CALL

The question being on the final passage of the bill, for the purpose of overriding the Governor's veto, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Foss	Pyle
Baeverstad	Freed	Reinke
Bridston	Klusmann	Rue
Coghlan	Knudson	Sandness
Dahl	Krenz	Sauer
Day	Luick	Strand
Duffy	Page	Torno
Feton		

Those voting in the negative were:

Bjorlie	Morgan	Spiekermeier
Blume	Nelson	Streibel
Dewing	Nordhougen	Stucke
Fraser	O'Brien	Thomas
Geelan	Olson	Troxel
Haag	Schoeder	Wahlund
Kamrath	Schrock	Welander
Kusler	Solberg	Work
Leno		

Absent and not voting:

Bilden	Shure
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So the bill was declared lost for lack of a two-thirds majority.

Senator Geelan moved that the vote by which Senate Bill No. 104 was passed, be reconsidered, which motion prevailed.

Senator Morgan moved that Senate Bill No. 104 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 104

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Freed	Rue
Baeverstad	Geelan	Sandness
Bjorlie	Klusmann	Sauer
Blume	Knudson	Schrock
Bridston	Krenz	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Thomas
Day	O'Brien	Torno



Duffy	Page	Troxel
Feton	Pyle	Work
Foss	Reinke	

Those voting in the negative were:

Dewing	Leno	Streibel
Fraser	Nelson	Stucke
Haag	Olson	Wahlund
Kamrath	Schoeder	Welander
Kusler	Solberg	

Absent and not voting:

Bilden	Nordhougen	Shure
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan moved that the Senate recess until 4:00 o'clock p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

House Bill No. 770

For correction of the amendment.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 506

House Bill No. 532

House Bill No. 643

House Bill No. 799

House Bill No. 802

House Concurrent Resolution "Q"

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 1, Senate Bill No. 64 and House Bill No. 800.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 713 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Nygaard, Hofstrand and Livingston.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 785 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Leier, Skaar and Maher.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 801 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.: Beede, Jansonius and Sorlie.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 104.

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Concurrent Resolution "T"

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, 35; nays 0; absent and not voting 14.

Those voting in the affirmative were:

Anderson	Geelan	Sauer
Baeverstad	Kamrath	Schrock
Bilden	Knudson	Solberg
Bjorlie	Krenz	Spiekermeier
Blume	Kusler	Strand
Bridston	Luick	Stucke
Coghlan	Morgan	Thomas
Day	O'Brien	Torno
Dewing	Page	Troxel
Feton	Pyle	Welander
Foss	Reinke	Work
Freed	Sandness	

Absent and not voting:

Dahl	Leno	Schoeder
Duffy	Nelson	Shure
Fraser	Nordhougen	Streibel
Haag	Olson	Wahlund
Klusmann	Rue	

So the resolution was declared adopted.

House Concurrent Resolution "U"

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, 38; nays 0; absent and not voting 11.

Those voting in the affirmative were:

Anderson	Kamrath	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Bridston	Luick	Strand
Coghlan	Nelson	Stucke
Day	Nordhougen	Thomas
Dewing	O'Brien	Torno
Feton	Page	Troxel
Foss	Pyle	Welander
Freed	Reinke	Work
Geelan	Sandness	

Absent and not voting:

Dahl	Klusmann	Shure
Duffy	Morgan	Streibel
Fraser	Olson	Wahlund
Haag	Rue	

So the resolution was declared adopted.

House Concurrent Resolution "V"

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:

Anderson	Knudson	Sauer
Baeverstad	Krenz	Schoeder
Bilden	Kusler	Schrock
Bjorlie	Leno	Solberg
Blume	Luick	Spiekermeier
Bridston	Morgan	Strand
Coghlan	Nelson	Streibel
Dahl	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Torno
Foss	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath	Sandness	

Absent and not voting:

Day	Fraser	Shure
Duffy	Klusmann	

So the resolution was declared adopted.

Senator Strand requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Strand: I have an announcement here that I want read from the desk and I move that the same be printed in the journal, which motion prevailed.

#### ANNOUNCEMENT

The Third House members of the 32nd Legislative assembly wish to extend their thanks and appreciation to the members

of the House of Representatives and the Senate for their gracious assistance in making our part in this session a success.

We wish to inform you that after all our expenses have been met, we find a balance in the treasury of \$129.93 which by majority vote of the Third House, we have decided to donate to the Crippled Childrens' Home at Jamestown.

We have now dissolved ourselves as an organization and wish to respectfully submit the above report to both houses.

Signed:

JAMES KLESALEK  
President of the 3rd House  
MR. RUEBON OLSON  
Vice President  
MRS. J. A. GRAHAM  
Secretary  
MISS ELLEN SCHULTE  
Treasurer

For the House:  
MRS HUGO VENDT  
MISS HELEN GALLAGHER  
MISS RUTH STALEY

For the Senate:  
MR. RUEBON OLSON  
MRS. P. J. CURTIS  
MRS. DORIS KING  
Third House Executive  
Committee

## SECOND READING OF HOUSE BILLS

House Bill No. 645

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays 21; absent and not voting 4.

Those voting in the affirmative were:

Anderson	Geelan	Schoeder
Baeverstad	Kamrath	Strand
Bridston	Knudson	Stucke
Coghlan	Krenz	Torno
Dahl	Luick	Troxel
Feton	Morgan	Wahlund
Foss	O'Brien	Welander
Freed	Reinke	Work

Those voting in the negative were:

Bilden	Kusler	Sandness
Bjorlie	Leno	Sauer
Blume	Nelson	Schrock
Day	Nordhougen	Solberg
Dewing	Olson	Spiekermeier
Fraser	Pyle	Streibel
Haag	Rue	Thomas

Absent and not voting:

Duffy	Page	Shure
Klusmann		

So the bill was declared lost for lack of a constitutional majority.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on:

Senate Bill No. 13  
Senate Bill No. 88  
Senate Bill No. 201

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 87  
Senate Bill No. 122

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 178  
Senate Bill No. 253  
Senate Bill No. 256

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 4, which the House has amended as follows:

On line 4 of the engrossed bill strike out the figures \$965,000.00 and insert in lieu thereof the figures "\$1,060,900.00"

On line 10 strike out the figures \$740,000.00 and insert in lieu thereof the figures "\$800,000.00"

Insert as line 51½ the following: "Doctor's Duplex Residence.....\$35,000.00"

On line 54 strike out the figures \$1,525,900.00 and insert in lieu thereof the figures "\$1,620,900.00"

Senate Bill No. 69, which the House has amended as follows:

In line 20 of the printed bill, strike out: "Not approved for examination" and insert in lieu thereof the following: "issued a certificate to practice in accordance with section 43-0211 of the North Dakota Revised Code of 1943."

Following the amendment adopted by the committee of the whole, shown on page 882 of the House Journal, insert the following: "or is not approved for examination due to the failure of the applicant to qualify under one or more of subsections 1, 2, 3, 4, 5, or 6 of section 43-0210 of the North Dakota Revised Code of 1943."

Senate Bill No. 95, which the House has amended as follows:

That the title of the bill be amended to read as follows: "For an Act to amend and re-enact subsection 6 of Section 26-0104, and to amend and re-enact section 26-0108 of the 1949 Supplement to the North Dakota Revised Code of 1943, and declaring an emergency."

That Section 2 of the printed bill be reinserted in the bill and that it read as follows:

"SECTION 2. AMENDMENT.) Section 26-0108 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and re-enacted to read as follows:

"Section 26-0108. Examination of Domestic and Foreign Insurance Companies; Times; Expense.) All examinations of insurance companies required or permitted by law to be conducted by the Insurance Commissioner and whether or not the same are so-called convention examinations, shall be conducted by qualified regular employees of the Insurance Commissioner, and their compensation which shall not exceed Twenty-five Dollars (\$25) per day, shall be paid out of the appropriation for that department. Any sums paid to said employees or to the insurance department or commissioner by the company or companies examined, as an examination fee or otherwise, shall be deemed to be state money, and forthwith shall be paid into the state treasury. Any sums paid to the employee or the department or commissioner as expense money for the examiner may be paid directly to the employee, and no employee may charge or collect from the state any expenses incurred in connection with any examination for or during which his expenses or any part thereof have been paid by any other person, firm or corporation."

Renumber the lines.

Senate Bill No. 133, which the House has amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the construction of federal projects."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. APPROPRIATION.) There is hereby  
 1a appro-  
 2 priated out of any moneys in the state treasury, not  
 2a other-  
 3 wise appropriated, the sum of thirty thousand dollars to  
 4 meet extraordinary expenses of law enforcement arising  
 4a by  
 5 reason of the construction of federal projects. Applica-  
 6 tion for such funds shall be made to the attorney general,  
 7 by the county commissioners of the county so applying  
 7a with  
 8 the approval of the state's attorney and county auditor  
 9 of such county, and the application shall be supported by  
 10 itemized statements of extraordinary expenses incurred in  
 11 law enforcement activities in such county by reason of the  
 12 presence in such county of persons attracted to the county  
 13 by such project. The attorney general shall have the duty

14 to make such investigation as shall be deemed necessary,  
 15 and may approve or disapprove or reduce the amount  
 15a so ap-  
 16 plied for, and no payment or expenditure of any part of  
 17 the above sum shall be made without the prior approval  
 17a by  
 18 the attorney general of the duly verified voucher  
 18a presented  
 19 to the state auditor. This Act shall remain in effect only  
 20 for one biennium, and any balance remaining in said fund  
 21 at the end of such biennium shall revert to the general  
 22 fund."

Senate Bill No. 148 which the House has amended as follows: Strike out the following in lines 12, 13 and 14 of the printed bill: "A loss of fifty per cent of the actual determined hail damage may be allowed to insured crops laying in windrows, and bound or shocked grains."

Also strike out the brackets around the words "cut or".

Senate Bill No. 207 which the House amended as follows:

SECTION 1. The Legislative Assembly of the State of North Dakota hereby approves and ratifies the compact designated as the "Yellowstone River Pact", dated at the city of Billings, state of Montana on the 8th day of December, 1950. Signed by I. A. Acker, Iver H. Dahl, and J. J. Walsh as the state representatives of the State of North Dakota on a compact commission between the states of Montana, North Dakota and Wyoming, which compact is as follows:

#### YELLOWSTONE RIVER COMPACT

The State of Montana, the State of North Dakota, and the State of Wyoming, being moved by consideration of interstate comity, and desiring to remove all causes of present and future controversy between said States and between persons in one and persons in another with respect to the waters of the Yellowstone River and its tributaries, other than waters within or waters which contribute to the flow of streams within the Yellowstone National Park, and desiring to provide for an equitable division and apportionment of such waters, and to encourage the beneficial development and use thereof, acknowledging that in future projects or programs for the regulation, control and use of water in the Yellowstone River Basin the great importance of water for irrigation in the signatory States shall be recognized, have resolved to conclude a Compact as authorized under the Act of Congress of the United States of America, approved June 2, 1949 (Public Law 83, 81st Congress, First Session), for the attainment of these purposes, and to that end, through their respective governments, have named as their respective Commissioners:

For the State of Montana:

Fred E. Buck  
 A. W. Bradshaw  
 H. W. Bunston  
 John Herzog  
 John M. Jarussi  
 Ashton Jones  
 Chris. Josephson

A. Wallace Kingsbury  
 P. F. Leonard  
 Walter M. McLaughlin  
 Dave M. Manning  
 Joseph Muggli  
 Chester E. Onstad  
 Ed F. Parriott  
 R. R. Renne  
 Keith W. Trout

For the State of North Dakota:

I. A. Acker  
 Einar H. Dahl  
 J. J. Walsh

For the State of Wyoming:

L. C. Bishop  
 Earl T. Bower  
 J. Harold Cash  
 Ben F. Cochran  
 Ernest J. Goppert  
 Richard L. Greene  
 E. C. Gwillim  
 E. J. Johnson  
 Lee E. Keith  
 N. V. Kurtz  
 Harry L. Littlefield  
 R. E. McNally  
 Will G. Metz  
 Mark N. Partridge  
 Alonzo R. Shreve  
 Charles M. Smith  
 Leonard F. Thornton.  
 M. B. Walker

who, after negotiations participated in by R. J. Newell, appointed as the representative of the United States of America, have agreed upon the following articles, to-wit:

ARTICLE I

A. Where the name of a State is using in this Compact, as a party thereto, it shall be construed to include the individuals, corporations, partnerships, associations, districts, administrative departments, bureaus, political subdivisions, agencies, persons, permittees, appropriators, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the authority of said State.

B. Any individual, corporation, partnership, association, district, administrative department, bureau, political subdivision, agency, person, permittee, or appropriator authorized by or under the laws of a signatory State, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the authority of said State, shall be subject to the terms of this Compact. Where the singular is used in this article, it shall be construed to include the plural.

ARTICLE II

A. The State of Montana, the State of North Dakota, and the State of Wyoming are hereinafter designated as "Montana," "North Dakota," and "Wyoming," respectively.



B. The terms "Commission" and "Yellowstone River Compact Commission" mean the agency created as provided herein for the administration of this Compact.

C. The term "Yellowstone River Basin" means areas in Wyoming, Montana, and North Dakota drained by the Yellowstone River and its tributaries, and includes the area in Montana known as Lake Basin, but excludes those lands lying within Yellowstone National Park.

D. The term "Yellowstone River System" means the Yellowstone River and all of its tributaries, including springs and swamps, from their sources to the mouth of the Yellowstone River near Buford, North Dakota, except those portions thereof which are within or contribute to the flow of streams within the Yellowstone National Park.

E. The term "Tributary" means any stream which in a natural state contributes to the flow of the Yellowstone River, including interstate tributaries and tributaries thereof, but excluding those which are within or contribute to the flow of streams within the Yellowstone National Park.

F. The term "Interstate Tributaries" means the Clarks Fork, Yellowstone River; the Bighorn River (except Little Bighorn River); the Tongue River; and the Powder River, whose confluences with the Yellowstone River are respectively at or near the city (or town) of Laurel, Big Horn, Miles City, and Terry, all in the State of Montana.

G. The terms "Divert" and "Diversion" mean the taking or removing of water from the Yellowstone River or any tributary thereof when the water so taken or removed is not returned directly into the channel of the Yellowstone River or of the tributary from which it is taken.

H. The term "Beneficial Use" is herein defined to be that use by which the water supply of a drainage basin is depleted when usefully employed by the activities of man.

I. The term "Domestic Use" shall mean the use of water by an individual, or by a family unit or household for drinking, cooking, laundering, sanitation and other personal comforts and necessities; and for the irrigation of a family garden or orchard not exceeding one-half acre in area.

J. The term "Stock Water Use" shall mean the use of water for livestock and poultry.

### ARTICLE III

A. It is considered that no Commission or administrative body is necessary to administer this Compact or divide the waters of the Yellowstone River Basin as between the States of Montana and North Dakota. The provisions of this Compact, as between the States of Wyoming and Montana, shall be administered by a Commission composed of one representative from the State of Wyoming and one representative from the State of Montana, to be selected by the Governors of said States as such States may choose, and one representative selected by the Director of the United States Geological Survey or whatever Federal agency may succeed to the functions and duties of that agency, to be appointed by him at the request of the States to sit with the Commission and who shall, when present, act as Chairman of the Commission without vote, except as herein provided.

B. The salaries and necessary expenses of each State representative shall be paid by the respective State; all other expenses incident to the administration of this Compact not borne by the United States shall be allocated to and borne one-half by the State of Wyoming and one-half by the State of Montana.

C. In addition to other powers and duties herein conferred upon the Commission and the members thereof, the jurisdiction of the Commission shall include the collection, correlation, and presentation of factual data, the maintenance of records having a bearing upon the administration of this Compact, and recommendations to such States upon matters connected with the administration of this Compact, and the Commission may employ such services and make such expenditures as reasonable and necessary within the limit of funds provided for that purpose by the respective States, and shall compile a report for each year ending September 30 and transmit it to the Governors of the signatory States on or before December 31 of each year.

D. The Secretary of the Army; the Secretary of the Interior; the Secretary of Agriculture; the Chairman, Federal Power Commission; the Secretary of Commerce, or comparable officers of whatever Federal agencies may succeed to the functions and duties of these agencies, and such other Federal officers and officers of appropriate agencies of the signatory States having services or data useful or necessary to the Compact Commission, shall cooperate, ex-officio, with the Commission in the execution of its duty in the collection, correlation, and publication of records and data necessary for the proper administration of the Compact; and these officers may perform such other services related to the Compact as may be mutually agreed upon with the Commission.

E. The Commission shall have power to formulate rules and regulations and to perform any act which they may find necessary to carry out the provisions of this Compact, and to amend such rules and regulations. All such rules and regulations shall be filed in the office of the State Engineer of each of the signatory States for public inspection.

F. In case of the failure of the representatives of Wyoming and Montana to unanimously agree on any matter necessary to the proper administration of this Compact, then the member selected by the Director of the United States Geological Survey shall have the right to vote upon the matters in disagreement and such points of disagreement shall then be decided by a majority vote of the representatives of the States of Wyoming and Montana and said member selected by the Director of the United States Geological Survey, each being entitled to one vote.

G. The Commission herein authorized shall have power to sue and be sued in its official capacity in any Federal Court of the signatory States, and may adopt and use an official seal which shall be judicially noticed.

#### ARTICLE IV

The Commission shall itself, or in conjunction with other responsible agencies, cause to be established, maintained, and operated such suitable water gaging and evaporation stations as it finds necessary in connection with its duties.

## ARTICLE V

A. Appropriative rights to the beneficial uses of the water of the Yellowstone River System existing in each signatory State as of January 1, 1950, shall continue to be enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation.

B. Of the unused and unappropriated waters of the interstate tributaries of the Yellowstone River as of January 1, 1950, there is allocated to each signatory state such quantity of that water as shall be necessary to provide supplemental water supplies for the rights described in paragraph A of this Article V, such supplemental rights to be acquired and enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation, and the remainder of the unused and unappropriated water is allocated to each State for storage or direct diversions for beneficial use on new lands or for other purposes as follows:

1. Clarks Fork, Yellowstone River
  - a. To Wyoming 60%
  - To Montana 40%
  - b. The point of measurement shall be below the last diversion from Clarks Fork above Rock Creek.
2. Bighorn River (Exclusive of Little Bighorn River)
  - a. To Wyoming 80%
  - To Montana 20%
  - b. The point of measurement shall be below the last diversion from the Bighorn River above its junction with the Yellowstone River, and the inflow of the Little Bighorn River shall be excluded from the quantity of water subject to allocation.
3. Tongue River
  - a. To Wyoming 40%
  - To Montana 60%
  - b. The point of measurement shall be below the last diversion from the Tongue River above its junction with the Yellowstone River.
4. Powder River (including the Little Powder River)
  - a. To Wyoming 42%
  - To Montana 58%
  - b. The point of measurement shall be below the last diversion from the Powder River above its junction with the Yellowstone River.

C. The quantity of water subject to the percentage allocations, in paragraph B 1, 2, 3 and 4 of this Article V, shall be determined on an annual water year basis measured from October 1st of any year through September 30th of the succeeding year. The quantity to which the percentage factors shall be applied through a given date in any water year shall be, in acre-feet, equal to the algebraic sum of:

1. The total diversions, in acre-feet, above the point of measurement, for irrigation, municipal, and industrial uses in Wyoming and Montana developed after January 1, 1950, during the period from October 1st to that given date;
2. The net change in storage, in acre-feet, in all reservoirs in Wyoming and Montana above the point of

measurement completed subsequent to January 1, 1950, during the period from October 1st to that given date;

3. The net change in storage, in acre-feet, in existing reservoirs in Wyoming and Montana above the point of measurement which is used for irrigation, municipal, and industrial purposes developed after January 1, 1950, during the period October 1st to that given date;
4. The quantity of water, in acre-feet, that passed the point of measurement in the stream during the period from October 1st to that given date;

D. All existing rights to the beneficial use of waters of the Yellowstone River in the States of Montana and North Dakota, below Intake, Montana, valid under the laws of these States as of January 1, 1950, are hereby recognized and shall be and remain unimpaired by this Compact. During the period May 1 to September 30, inclusive, of each year, lands within Montana and North Dakota shall be entitled to the beneficial use of the flow of waters of the Yellowstone River below Intake, Montana, on a proportionate basis of acreage irrigated. Waters of tributary streams, having their origin in either Montana or North Dakota, situated entirely in said respective States and flowing into the Yellowstone River below Intake, Montana, are allotted to the respective States in which situated.

E. There are hereby excluded from the provision of this Compact:

1. Existing and future domestic and stock water uses of water: PROVIDED, That the capacity of any reservoir for stock water so excluded shall not exceed 20 acre-feet;
2. Devices and facilities for the control and regulation of surface waters.

F. From time to time the Commission shall re-examine the allocations herein made and upon unanimous agreement may recommend modifications therein as are fair, just, and equitable, giving consideration among other factors to:

- Priorities of water rights;
- Acreage irrigated;
- Acreage irrigable under existing works; and
- Potentially irrigable lands.

#### ARTICLE VI

Nothing contained in this Compact shall be so construed or interpreted as to affect adversely any rights to the use of the waters of Yellowstone River and its tributaries owned by or for Indians, Indian tribes, and their reservations.

#### ARTICLE VII

A. A lower signatory State shall have the right, by compliance with the laws of an upper signatory State, except as to legislative consent, to file application for and receive permits to appropriate and use any waters in the Yellowstone River System not specifically apportioned to or appropriated by such upper State as provided in Article V; and to construct or participate in the construction and use of any dam, storage reservoir, or diversion works in such upper State for the purpose of conserving and regulating water that may be apportioned to or appropriated by the lower State: Provided,

That such right is subject to the rights of the upper State to control, regulate, and use the water apportioned to and appropriated by it: And provided further, That should an upper State elect, it may share in the use of any such facilities constructed by a lower State to the extent of its reasonable needs upon assuming or guaranteeing payment of its proportionate share of the cost of the construction, operation, and maintenance. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

B. Each claim hereafter initiated for an appropriation of water in one signatory State for use in another signatory State shall be filed in the Office of the State Engineer of the signatory State in which the water is to be diverted, and a duplicate copy of the application or notice shall be filed in the office of the State Engineer of the signatory State in which the water is to be used.

C. Appropriations may hereafter be adjudicated in the State in which the water is diverted, and where a portion or all of the lands irrigated are in another signatory State, such adjudications shall be confirmed in that State by the proper authority. Each adjudication is to conform with the laws of the State where the water is diverted and shall be recorded in the County and State where the water is used.

D. The use of water allocated under Article V of this Compact for projects constructed after the date of this Compact by the United States of America or any of its agencies or instrumentalities, shall be charged as a use by the State in which the use is made: Provided, That such use incident to the diversion, impounding, or conveyance of water in one State for use in another shall be charged to such latter State.

#### ARTICLE VIII

A lower signatory State shall have the right to acquire in an upper State by purchase, or through exercise of the power of eminent domain, such lands, easements, and rights-of-way for the construction, operation, and maintenance of pumping plants, storage reservoirs, canals, conduits, and appurtenant works as may be required for the enjoyment of the privileges granted herein to such lower State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

#### ARTICLE IX

Should any facilities be constructed by a lower signatory State in an upper signatory State under the provisions of Article VII, the construction, operation, repairs, and replacements of such facilities shall be subject to the laws of the upper State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

#### ARTICLE X

No water shall be diverted from the Yellowstone River Basin without the unanimous consent of all the signatory States. In the event water from another river basin shall be imported into the Yellowstone River Basin or transferred

from one tributary basin to another by the United States of America, Montana, North Dakota, or Wyoming, or any of them jointly, the State having the right to the use of such water shall be given proper credit therefor in determining its share of the water apportioned in accordance with Article V herein.

#### ARTICLE XI

The provisions of this Compact shall remain in full force and effect until amended in the same manner as it is required to be ratified to become operative as provided in Article XV.

#### ARTICLE XII

This Compact may be terminated at any time by unanimous consent of the signatory States, and upon such termination all rights then established hereunder shall continue unimpaired.

#### ARTICLE XIII

Nothing in this Compact shall be construed to limit or prevent any State from instituting or maintaining any action or proceeding, legal or equitable, in any Federal Court or the United States Supreme Court, for the protection of any right under this Compact or the enforcement of any of its provisions.

#### ARTICLE XIV

The physical and other conditions characteristic of the Yellowstone River and peculiar to the territory drained and served thereby and to the development thereof, have actuated the signatory States in the consummation of this Compact, and none of them, nor the United States of America by its consent and approval, concedes thereby the establishment of any general principle or precedent with respect to other interstate streams.

#### ARTICLE XV

This Compact shall become operative when approved by the Legislature of each of the signatory States and consented to and approved by the Congress of the United States.

#### ARTICLE XVI

Nothing in this Compact shall be deemed:

(a) To impair or affect the sovereignty or jurisdiction of the United States of America in or over the area of waters affected by such compact, any rights or powers of the United States of America, its agencies, or instrumentalities, in and to the use of the waters of the Yellowstone River Basin nor its capacity to acquire rights in and to the use of said waters;

(b) To subject any property of the United States of America, its agencies, or instrumentalities to taxation by any State or subdivision thereof, nor to create an obligation on the part of the United States of America, its agencies, or instrumentalities, by reason of the acquisition, construction, or operation of any property or works of whatsoever kind, to make any payments to any State or political subdivision thereof, State agency, municipality, or entity whatsoever in reimbursement for the loss of taxes;

(c) To subject any property of the United States of America, its agencies, or instrumentalities, to the laws of

any State to an extent other than the extent to which these laws would apply without regard to the Compact.

#### ARTICLE XVII

Should a Court of competent jurisdiction hold any part of this Compact to the contrary to the constitution of any signatory State or of the United States of America, all other severable provisions of this Compact shall continue in full force and effect.

#### ARTICLE XVIII

No sentence, phrase, or clause in this Compact or in any provision thereof, shall be construed or interpreted to divest any signatory State or any of the agencies or officers of such States of the jurisdiction of the water of each State as apportioned in this Compact.

IN WITNESS WHEREOF the Commissioners have signed this Compact in quadruplicate original, one of which shall be filed in the archives of the Department of State of the United States of America and shall be deemed the authoritative original, and of which a duly certified copy shall be forwarded to the Governor of each signatory State.

Done at the City of Billings in the State of Montana, this 8th day of December, in the year of Our Lord, One Thousand Nine Hundred and Fifty.

Commissioners for the State of Montana:

FRED E. BUCK  
A. W. BRADSHAW  
H. W. BUNSTON  
JOHN HERZOG  
JOHN M. JARUSSI  
ASHTON JONES  
CHRIS. JOSEPHSON  
A. WALLACE KINGSBURY  
P. F. LEONARD  
WALTER M. McLAUGHLIN  
DAVE M. MANNING  
JOSEPH MUGGLI  
CHESTER E. ONSTAD  
ED F. PARRIOTT  
R. R. RENNE  
KEITH W. TROUT

Commissioners for the State of North Dakota:

I. A. ACKER  
EINAR H. DAHL  
J. J. WALSH

Commissioners for the State of Wyoming:

L. C. BISHOP  
EARL T. BOWER  
J. HAROLD CASH  
BEN F. COCHRANE  
ERNEST J. GOPPERT  
RICHARD L. GREENE  
E. C. GWILLIM  
E. J. JOHNSON  
LEE E. KEITH  
N. V. KURTZ

HARRY L. LITTLEFIELD  
 R. E. McNALLY  
 WILL G. METZ  
 MARK N. PARTRIDGE  
 ALONZO R. SHREVE  
 CHARLES M. SMITH  
 LEONARD F. THORNTON  
 M. B. WALKER

"I have participated in the negotiation of this Compact and intend to report favorably thereon to the Congress of the United States.

R. J. NEWELL,  
 Representative of the  
 United States of America."

SECTION 2. Said compact shall not be binding or obligatory upon any of the high contracting parties thereto unless and until the same shall have been approved by the legislature of each of the said states and by the Congress of the United States. The governor of North Dakota shall give notice of the ratification and approval of said compact by the Thirty-second Legislative Assembly of the state of North Dakota to the Governors of each of the remaining signatory states and to the President of the United States.

KENNETH L. MORGAN, Chief Clerk.

The President appointed as a Conference Committee on House Bill No. 713, Senators Sandness, Geelan and Sauer.

The President appointed as a Conference Committee on House Bill No. 785, Senators Pyle, Wahlund and Feton.

The President appointed as a Conference Committee on House Bill No. 801, Senators Day, Kusler and Thomas.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1951

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. 713,  
 Senators: Sandness, Geelan and Sauer.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, March 2, 1951

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. 785.  
 Senators: Pyle, Wahlund and Feton.

W. J. TROUT, Secretary.

Senate Chamber  
 Bismarck, March 2, 1951

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. 801.  
 Senators: Day, Kusler and Thomas.

W. J. TROUT, Secretary.

#### SECOND READING OF HOUSE BILLS

House Bill No. 679  
 Which has been read.



Senator Knudson moved that House Bill No. 679 be amended as follows:

In line 16 of the printed bill strike out everything after the word "may", all of line 17, all of line 18, all of line 19, all of line 20, all of line 21, and in line 22 everything up to the word "which", and insert in lieu thereof the following:

"levy a tax not in excess of four mills on the dollar in any one year upon the assessed valuation of all property in the county, provided such levy shall be made not later than 1952 and shall terminate not later than 1955,"

Re-number the lines accordingly.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 32; nays 5; absent and not voting 12.

Those voting in the affirmative were:

Anderson	Freed	Rue
Bjorlie	Haag	Schoeder
Blume	Klusmann	Spickermeier
Bridston	Knudson	Strand
Coghlan	Krenz	Stucke
Dahl	Kusler	Thomas
Day	Leno	Torno
Dewing	Luick	Wahlund
Feton	Morgan	Welander
Foss	Olson	Work
Fraser	Reinke	

Those voting in the negative were:

Baeverstad	O'Brien	Solberg
Nelson	Schrock	

Absent and not voting:

Bilden	Nordhousen	Sauer
Duffy	Page	Shure
Geelan	Pyle	Streibel
Kamrath	Sandness	Troxel

So the bill passed and the title was agreed to.

Senator Solberg requested that the Senate be on the eighth order of business, which request was granted.

#### MOTIONS

Senator Solberg: I rise to a point of personal privilege. I have an article here that I wish to read into the record in regard to my particular territory on the present water development program in North Dakota.

Senator Solberg: Mr. President, no place in North Dakota is in a more dangerous position with respect to the present development of the Garrison Dam than is Williston and the surrounding territory.

We are not opposed to water development but we are opposed to a practice of destruction of valuable developments in our section of the state in order to develop other sections and carry out the wishes of the Army Engineers and a few greedy individuals contrary to laws adopted by Congress.

I refer specifically to Senate Document 247 and Public Law 534 which is a present federal law. This law is very plain

and specific and gives us the protection we desire. For the past six years the Army Engineers, the past chairman of the Water Commission and some of its members have seen fit to disregard our present law and lend their support to the Army Engineers. The Army Engineers are educated primarily to promote a successful war and in so doing they must disregard human rights and property rights, but why should these rights be disregarded in their duties in regard to civil functions? The things we stand to lose in our section are very important. We have irrigation projects which originally cost the government over \$5,000,000 and give us a net income of approximately one million annually. We stand to lose 20% of our taxable income to run our political subdivisions and scores of other losses and hazards to our city itself which cannot be enumerated here.

I sincerely hope, Mr. President, that the present Water Commission will give us more consideration than we have received in the past and that justice can be carried out in this all important development. The people of our community shall continue to fight for our cause until justice is ours according to laws passed by Congress.

Senator Day moved that the Senate reconsider its action in passing House Bill No. 770, which motion prevailed.

Senator Day moved that House Bill No. 770 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 770  
Which has been read.

Senator Day moved that House Bill No. 770 be further amended as follows:

In line 48 of the engrossed bill, strike out the word "commissioner" and insert in lieu thereof the words "motor vehicle registrar".

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 770, as amended, the roll was called and there were ayes, 40; nays 0; absent and not voting 9.

Those voting in the affirmative were:

Anderson	Klusmann	Rue
Baeverstad	Knudson	Sandness
Bjorlie	Krenz	Sauer
Blume	Kusler	Schrock
Coghlan	Leno	Solberg
Dahl	Luick	Spiekermeier
Day	Morgan	Strand
Dewing	Nelson	Stucke
Foss	Nordhousen	Thomas
Fraser	O'Brien	Torno
Freed	Olson	Wahlund
Geelan	Pyle	Welander
Haag	Reinke	Work
Kamrath		

Absent and not voting:

Bilden	Feton	Shure
Bridston	Page	Streibel
Duffy	Schoeder	Troxel

So the bill passed and the title was agreed to.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 805

Have had the same under consideration and recommend that the same be amended as follows:

In line 98, after the word "cooperatives" insert a comma and strike out the word "or".

In line 99, after the word "utilities" insert a comma and the following language "with municipalities, or with any department or agency of the State or Federal Government".

In line 101, after the word "cooperatives" insert a comma and strike out the word "or"; and after the word "and" insert the following language "municipalities, or department or agency of the State or Federal Government,".

In line 103, after the word "cooperatives" insert a comma and strike out the word "or", and after the word "utilities" insert a comma and the following language "municipalities, or department or agency of the State or Federal Government".

And when so amended recommend the same do pass.

KENNETH K. PYLE, Chairman.

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Pyle moved that the rules be suspended and that the amendments to Senate Bill No. 805 be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 805 be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 805

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 41; nays 0; absent and not voting 8.

Those voting in the affirmative were:

Anderson	Haag	Reinke
Baeverstad	Kamrath	Rue
Bilden	Klusmann	Sauer
Bjorlie	Knudson	Schrock
Blume	Krenz	Solberg
Bridston	Kusler	Spiekermeier
Coghlan	Leno	Strand
Dahl	Luick	Stucke
Day	Morgan	Thomas
Dewing	Nelson	Torno
Foss	Nordhogen	Troxel
Fraser	O'Brien	Wahlund
Freed	Olson	Welander
Geelan	Pyle	

Absent and not voting:

Duffy	Sandness	Streibel
Feton	Schoeder	Work
Page	Shure	

So the bill passed and the title was agreed to.

## REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 1 has had the same under consideration and recommends:

In line 153 of the House amendments strike out the figure "\$10,800.00" and insert the figure "\$10,000.00" in lieu thereof

In line 281 of the House amendments strike out the figure "\$262,000.00" and insert the figure "\$256,000.00" in lieu thereof.

In line 415 of the House amendments strike out the figure "\$3,800,323.00" and insert the figure "\$3,793,523.00", in lieu thereof.

That the Senate concur in the other House amendments.

For the Senate:

ORRIS G. NORDHOUGEN  
A. W. LUICK  
WALTER BLUME

For the House:

A. C. JOHNSON  
THEO. MONKE  
JOHN LEIER

Senator Nordhougen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Morgan moved that the Senate do now recess for fifteen minutes, which motion prevailed.

The Senate reconvened, pursuant to recess taken, the President presiding.

## REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 713 has had the same under consideration and has failed to agree and ask to be discharged and a new conference committee be appointed.

For the Senate:

ALBERT J. SANDNESS  
AGNES GEELAN  
PHILIP J. SAUER

For the House:

H. C. NYGAARD  
C. H. HOFSTRAND  
ERNEST C. LIVINGSTON

Senator Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

The President appointed as a new Conference Committee on House Bill No. 713, Senators Dahl, Schrock and Baeverstad.

Senator Morgan: I am going to read Section 54-3501 of the 1949 Supplement to the North Dakota Revised Code of 1943.

"54-3501. Committee: Created; Members; Vacancy; Terms. There is hereby created a legislative committee which is hereafter referred to as the 'legislative research committee' or the 'committee'. The legislative committee shall consist of five senators and six representatives to be chosen biennially before the close of each regular legislative session. In the house of representatives such committee members shall be chosen in the same manner as the members of other committees from the list of nine members recommended by each political fac-

tion and shall be divided equally between such factions. In the senate such committee members shall be chosen by the lieutenant governor, three from the majority faction and two from the minority faction, such committee members to be chosen from a list of seven members recommended to him by each such faction. Any vacancy occurring when the legislature is not in session shall be filled by the selection of another member of the legislature, said selection to be made by the remaining senate or house members of the committee, depending upon which body has the vacancy. Each senator and each representative chosen to serve on the committee shall serve until a new committee has been selected at the next regular legislative session; provided, however, that no senator, not a hold-over, who is not reelected to the senate, and no representative, who is not reelected to the house of representatives, shall serve as a member of the committee beyond the closing day of the term to which he was elected. Any vacancy occurring because any member of the committee is not reelected, shall be filled for the period from the beginning of the session until a new committee is selected, in the same manner as the original committee is selected."

In conformity to the law the majority group of the Senate desires to submit 7 names to the lieutenant governor. They are the majority group because we elected the President Pro Tem of the Senate. We had a majority of the Committee on Committees. We have a majority on all the committees of the Senate. We have practically all the chairmanships of the committees. We are further a majority because we caucused the other night to select 7 members to serve on this committee and in that caucus there were 24 members of the majority group of the Senate. All of them participated in that caucus. Two members of that group were sick and were unable to attend and as a result of that caucus—a clear majority of the Senate—I desire to submit to you the 7 names selected by that majority group. I submit the names of Senator Sandness, Senator Duffy, Senator Feton, Senator Strand, Senator Dahl, Senator Reinke and Senator Torno.

Senator Schrock: Mr. President, as chairman of the majority group today, we met and selected the names of seven members from which the President could appoint members to the Legislative Research Committee. The names have been submitted to the President.

Senator Streibel: Mr. President, I rise to a point of personal privilege. What will be the decision of the chair in this matter?

Mr. President: The chair will recognize the majority group that was chosen yesterday.

Senator Streibel: The reason I asked is that if Senator Morgan's formal statement is read into the Journal and no other one, it would be confusing unless you can go down the whole record when we proceeded to declare a majority. It is true that they were the majority when they first organized but as close as the decision was in this body no one knew for a fact what the majority or minority was. Now, I am wondering what the Journal will show if the chair took the names from Senator Morgan without any other.

Mr. President: The Journal will read like this: The majority that was chosen yesterday is the majority group of this session of this Senate. The majority group that was chosen yesterday here on Senator Day's motion.

Senator Streibel: Mr. President, I would like to make a statement. After the minority had been declared consisting of Senators Pyle, Kamrath and myself, I had a conference with the other two members and we decided to be fair. This was only a matter of division, not that we care who made the decision. This was made to see what constituted the majority and what the minority. We decided to go along with Senator Morgan as I went to him and said, "You do your selecting and we will do the approving. That is what we were going to do." I am sorry to say that the Senator did not pick the names after we had given him that privilege. That was the wish of the group but that is not the way it was handled.

Senator Morgan: I don't care what the President's decision is. I don't care what the position of the Senator from Wells is. I want the statement that I made in the Journal and I want it strictly understood that we do not recognize ourselves as anything but the majority in this instance in following the law. We refuse to accept any recognition as the minority group.

Mr. President: I want it strictly understood that the Journal is going to read that the majority group of this Senate is the majority group that was elected yesterday by the election of the President Pro Tem for the interim.

Senator Morgan: If that comes from you, it is all right, but I certainly don't want any statement in the Journal like that. I want my statements in the Journal just as I said them.

Senator Streibel: There is no objection to the Senator's statement.

Senator Morgan: All right, then there is nothing to argue about.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

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, on House Bill No. 713 Senators: Dahl, Schrock and Baeverstad.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 713 and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Reps.: Hofstrand, Snortland and Fristad.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "T"

House Concurrent Resolution "U"

House Concurrent Resolution "V"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 666

House Bill No. 679

House Bill No. 770

House Bill No. 805

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 645

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 1 for purpose of amendments.

KENNETH L. MORGAN, Chief Clerk.

Senator Dahl moved that the Senate reconsider its action on the Conference Committee report on Senate Bill No. 1, which motion prevailed.

Senator Dahl moved that the request of the House be granted and that Senate Bill No. 1 be returned to the House, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return Senate Bill No. 1 which the House, has requested.

W. J. TROUT, Secretary.

Senator Baeverstad moved that the absent Senators be excused, which motion prevailed.

Senator Morgan moved that the Senate do now adjourn, which motion prevailed.

W. J. TROUT, Secretary

#### SIXTIETH DAY

Bismarck, March 2, 1951

The Senate convened at 2:00 P. M., the President presiding.

Prayers by Chaplain Rev. S. G. Gruneich, Bismarck.

Roll Call: All Senators present except Senators Duffy, Foss and Shure.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-eighth Day after recess and Fifty-ninth day and find the same correct.

And recommends that the same be approved.

ARNOLD BJORLIE, Chairman.

Senator Bjorlie moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 13

Have had the same under consideration and recommend:  
That the Senate do concur in the House amendments.

For the Senate:

AMOS FREED  
P. L. FOSS  
ALFRED WELANDER

For the House:

HARVEY G. WAMBHEIM  
VERNON ANDERSON  
ARTHUR A. LINK

Senator Foss moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 13 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 13

Which has been read.

#### 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 4; absent and not voting 7.

Those voting in the affirmative were:

Anderson	Klusmann	Rue
Bilden	Knudson	Sandness
Bjorlie	Krenz	Sauer
Blume	Kusler	Spiekermeier
Bridston	Leno	Strand
Coghlan	Luick	Stucke
Day	Morgan	Thomas
Dewing	Nelson	Torno
Feton	O'Brien	Troxel
Fraser	Olson	Wahlund
Freed	Page	Welander
Geelan	Pyle	Work
Kamrath	Reinke	

Those voting in the negative were:

Haag	Solberg	Streibel
Schoeder		

Absent and not voting:

Baeverstad	Foss	Schrock
Dahl	Nordhogen	Shure
Duffy		

So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 64 has had the same under consideration and recommends:



That the House recede from its amendment.

For the Senate:  
HARRY O'BRIEN  
JOSEPH SPIEKERMEIER  
ORRIS G. NORDHOUGEN

For the House:  
K. A. FITCH  
C. W. BAKER  
THOMAS L. SNORTLAND

Senator O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 88 has had the same under consideration and recommends:

That the Senate do concur in the House amendments.

For the Senate:  
HUGH J. WORK  
R. M. STREIBEL  
KENNETH K. PYLE

For the House:  
EDWIN G. SAILER  
THOMAS L. SNORTLAND  
ANSON J. ANDERSON

Senator Work moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Work moved that the rules be suspended and that Senate Bill No. 88 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 88  
Which has been read.

#### 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, 29; nays 15; absent and not voting 5.

Those voting in the affirmative were:

Anderson	Knudson	Sandness
Bjorlie	Krenz	Sauer
Bridston	Kusler	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Thomas
Day	O'Brien	Torno
Feton	Page	Troxel
Freed	Pyle	Welander
Haag	Reinke	Work
Klusmann	Rue	

Those voting in the negative were:

Bilden	Kamrath	Schoeder
Blume	Leno	Solberg
Dewing	Luick	Streibel
Fraser	Nordhougen	Stucke
Geelan	Olson	Wahlund

Absent and not voting:

Baeverstad	Foss	Shure
Duffy	Schrock	

So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 201 has had the same under consideration and recommends:

That the Senate do concur in the House amendments.

For the Senate:

AMOS FREED  
REINHART KRENZ  
LAVERN SCHOEDER

For the House:

WALTER FLEENOR  
HENRY WEBER  
C. H. HOFSTRAND

Senator Freed moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Freed moved that the rules be suspended and that Senate Bill No. 201 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 201

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Absent and not voting:

Baeverstad	Foss	Schrock
Day	Leno	Shure
Duffy		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee on House Bill No. 801 has had the same under consideration and recommend that the Senate recede from its amendments.

For the House:

RALPH G. BEEDE  
CLIFFORD JANSONIUS  
O. J. SORLIE

For the Senate:

CARROLL E. DAY  
JOHN KUSLER  
S. C. THOMAS

Senator Day moved that the report be adopted, which motion prevailed and the report was adopted.

#### SECOND READING OF HOUSE BILLS

House Bill No. 801

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund
Geelan	Reinke	Welande
Haag	Rue	Work
Kamrath		

Absent and not voting:

Baeverstad	Foss	Schrock
Duffy	Pyle	Shure

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 17  
Senate Bill No. 26  
Senate Bill No. 28  
Senate Bill No. 44  
Senate Bill No. 45  
Senate Bill No. 60  
Senate Bill No. 97  
Senate Bill No. 117  
Senate Bill No. 123  
Senate Bill No. 134  
Senate Bill No. 147  
Senate Bill No. 160  
Senate Bill No. 169

Senate Bill No. 170  
 Senate Bill No. 196  
 Senate Bill No. 204  
 Senate Bill No. 217  
 Senate Bill No. 254  
 Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "N"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

**CONSIDERATION OF MESSAGES FROM THE HOUSE**

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 4, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 4 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 4

Which has been read.

**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:

Anderson	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Solberg
Coghlan	Leno	Spiekermeier
Dahl	Luick	Strand
Day	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	Nordhougen	Thomas
Fraser	O'Brien	Torno
Freed	Olson	Troxel
Geelan	Page	Wahlund
Haag	Reinke	Welander
Kamrath	Rue	Work

Absent and not voting:

Baeverstad	Foss	Schrock
Bridston	Pyle	Shure
Duffy		

So the bill passed and the title was agreed to.

Senator Nordhougen moved that the Senate do concur in the House amendments to Senate Bill No. 95, which motion prevailed.

Senator Nordhougen moved that the rules be suspended and that Senat Bill No. 95 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 95

Which has been read.

## 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 1; absent and not voting 3.

Those voting in the affirmative were:

Anderson	Kamrath	Sandness
Baeverstad	Klusmann	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work

Those voting in the negative were:

Knudson

Absent and not voting:

Duffy                      Foss                      Shure

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 801.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bills Nos. 13, 64, 88, 201.

W. J. TROUT, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 1, which the House has amended as follows:

Line 37, strike out the figure "\$7,200.00" and insert in lieu thereof "\$8,000.00."

Line 415, strike out the figure "\$3,741,873.00" and insert in lieu thereof the figure "\$3,742,673.00".

KENNETH L. MORGAN, Chief Clerk.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 133, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 133 be deemed properly reengrossed and

placed on second reading and final action, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 133

Which has been read.

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Strand
Day	Nelson	Streibel
Dewing	Nordhougen	Stucke
Feton	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Page	Troxel
Geelan	Pyle	Wahlund
Haag	Reinke	Welander

Absent and not voting:

Duffy	Shure	Work
Foss		

So the bill passed and the title was agreed to.

Senator Day moved that the Senate do concur in the House amendments to Senate Bill No. 69, which motion prevailed.

Senator Day moved that the rules be suspended and that Senate Bill No. 69 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 69

Which has been read.

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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund

Geelan	Pyle	Welander
Haag	Reinke	Work
Absent and not voting:		
Duffy	Shure	Solberg
Foss		

So the bill passed and the title was agreed to.

Senator Day moved that the vote by which Senate Bill No. 69 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Troxel moved that the Senate do concur in the House amendments to Senate Bill No. 148, which motion prevailed.

Senator Troxel moved that the rules be suspended and that Senate Bill No. 148 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 148

Which has been read.

#### 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, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Klusmann	Sauer
Baeverstad	Knudson	Schoeder
Bilden	Krenz	Schrock
Bjorlie	Kusler	Solberg
Blume	Leno	Spiekermeier
Coghlan	Luick	Strand
Dahl	Morgan	Streibel
Dewing	Nelson	Stucke
Feton	O'Brien	Thomas
Fraser	Olson	Torno
Freed	Reinke	Welander
Geelan	Rue	Work
Kamrath		

Those voting in the negative were:

Bridston	Page	Troxel
Day	Pyle	Wahlund
Haag	Sandness	

Absent and not voting:

Duffy	Nordhougen	Shure
Foss		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Blume moved that the vote by which Senate Bill No. 148 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Dewing moved that the Senate do concur in the House amendments to Senate Bill No. 207, which motion prevailed.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 207 be deemed properly reengrossed and

placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 207

Which has been read.

#### 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:

Anderson	Klusmann	Sandness
Baeverstad	Knudson	Sauer
Bilden	Krenz	Schoeder
Bjorlie	Kusler	Schrock
Blume	Leno	Solberg
Bridston	Luick	Spiekermeier
Coghlan	Morgan	Strand
Dahl	Nelson	Streibel
Day	Nordhougen	Stucke
Dewing	O'Brien	Thomas
Feton	Olson	Torno
Fraser	Page	Troxel
Freed	Pyle	Wahlund
Geelan	Reinke	Welander
Haag	Rue	Work
Kamrath		

Absent and not voting:

Duffy	Foss	Shure
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So the bill passed and the title was agreed to.

Senator Dahl moved that the Senate do concur in the House amendments to Senate Bill No. 1, which motion prevailed.

Senator Dahl moved that the rules be suspended and that Senate Bill No. 1 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 1

Which has been read.

#### 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:

Anderson	Kamrath	Rue
Baeverstad	Klusmann	Sandness
Bilden	Knudson	Sauer
Bjorlie	Krenz	Schoeder
Blume	Kusler	Schrock
Bridston	Leno	Solberg
Coghlan	Luick	Spiekermeier
Dahl	Morgan	Streibel
Day	Nelson	Stucke
Dewing	Nordhougen	Thomas
Feton	O'Brien	Torno
Fraser	Olson	Troxel
Freed	Page	Wahlund



Geelan	Pyle	Welander
Haag	Reinke	Work
Absent and not voting:		
Duffy	Shure	Strand
Foss		

So the bill passed and the title was agreed to.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 1, 4, 69, 95, 133, 148 and 207.

W. J. TROUT, Secretary.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 609 has had the same under consideration and recommends:

That House Bill No. 609 be indefinitely postponed.

For the Senate:  
HARRY O'BRIEN  
ALBERT J. SANDNESS  
S. C. THOMAS

For the House:  
HARRY WADESON  
VERNON ANDERSON  
ELMER HEGGE

Senator O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Conference Committee to whom was referred House Bill No. 713 has had the same under consideration and recommends:

That the Senate recede from it's amendment in line 7, and the House concede to the Senate amendment in lines 10 to 14 inclusive.

For the Senate:  
C. W. SCHROCK  
C. P. DAHL  
H. B. BAEVERSTAD

For the House:  
C. G. FRISTAD  
C. H. HOFSTRAND  
THOMAS L. SNORTLAND

Senator Schrock moved that the report be adopted, which motion prevailed and the report was adopted.

#### SECOND READING OF HOUSE BILLS

House Bill No. 713

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 28; nays 16; absent and not voting 5.

Those voting in the affirmative were:

Baeverstad	Knudson	Sauer
Bjorlie	Krenz	Schrock

Blume	Luick	Solberg
Bridston	Morgan	Strand
Coghlan	O'Brien	Torno
Dahl	Pyle	Troxel
Day	Reinke	Wahlund
Feton	Rue	Welander
Freed	Sandness	Work
Klusmann		

Those voting in the negative were:

Bilden	Leno	Schoeder
Dewing	Nelson	Spiekermeier
Fraser	Nordhougen	Streibel
Geelan	Olson	Stucke
Kamrath	Page	Thomas
Kusler		

Absent and not voting:

Anderson	Foss	Shure
Duffy	Haag	

So the bill passed and the tile was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 785 has had the same under consideration and recommends:

In line 52 of the bill change the word "five" to "three".

In line 58 change the word "fifteen" to "twelve".

And that the House concur in the other Senate amendments.

For the Senate:

KENNETH K. PYLE  
G. I. FETON  
OSCAR WAHLUND

For the House:

FRITHJOF SKAAR  
JOHN LEIER  
JAMES J. MAHER

Senator Pyle moved that the report be adopted, which motion prevailed and the report was adopted.

#### SECOND READING OF HOUSE BILLS

House Bill No. 785

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by Conference Committee, the roll was called and there were ayes, 36; nays 8; absent and not voting 5.

Those voting in the affirmative were:

Bilden	Kusler	Schoeder
Bjorlie	Leno	Schrock
Coghlan	Morgan	Solberg
Day	Nelson	Spiekermeier
Dewing	Nordhougen	Streibel
Feton	O'Brien	Stucke
Fraser	Olson	Thomas
Geelan	Page	Torno
Haag	Pyle	Troxel
Kamrath	Reinke	Wahlund
Knudson	Sandness	Welander
Krenz	Sauer	Work

Those voting in the negative were:

Baeverstad	Freed	Rue
Bridston	Klusmann	Strand
Dahl	Luick	

Absent and not voting:

Anderson	Duffy	Shure
Blume	Foss	

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on:

House Bill No. 609  
House Bill No. 713  
House Bill No. 785  
House Bill No. 801

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 666  
House Bill No. 679  
House Bill No. 770  
House Bill No. 805

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bills No. 609, 713 and 785.

W. J. TROUT, Secretary.

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills No. 80 and 15.

W. J. TROUT, Secretary.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 17  
Senate Bill No. 26  
Senate Bill No. 28  
Senate Bill No. 44  
Senate Bill No. 45  
Senate Bill No. 60  
Senate Bill No. 97  
Senate Bill No. 117

Senate Bill No. 123  
 Senate Bill No. 134  
 Senate Bill No. 147  
 Senate Bill No. 160  
 Senate Bill No. 169  
 Senate Bill No. 170  
 Senate Bill No. 196  
 Senate Bill No. 204  
 Senate Bill No. 217  
 Senate Bill No. 254

Were delivered to the Governor for his approval at the hour of 9:45 p.m. o'clock, March 2, 1951.

W. R. BLUME, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "N"

Were delivered to the Secretary of the State for his approval at the hour of 9:45 P. M. o'clock, March 2, 1951.

W. R. BLUME, 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. 15  
 Senate Bill No. 27  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 34  
 Senate Bill No. 41  
 Senate Bill No. 74  
 Senate Bill No. 80  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 95  
 Senate Bill No. 104  
 Senate Bill No. 121  
 Senate Bill No. 159  
 Senate Bill No. 163  
 Senate Bill No. 166  
 Senate Bill No. 168  
 Senate Bill No. 178  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 242  
 Senate Bill No. 251  
 Senate Bill No. 252  
 Senate Bill No. 253  
 Senate Bill No. 256

And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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:

Senate Bill No. 6  
 Senate Bill No. 15  
 Senate Bill No. 27  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 34  
 Senate Bill No. 41  
 Senate Bill No. 74  
 Senate Bill No. 80  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 95  
 Senate Bill No. 104  
 Senate Bill No. 121  
 Senate Bill No. 159  
 Senate Bill No. 163  
 Senate Bill No. 166  
 Senate Bill No. 168  
 Senate Bill No. 178  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 242  
 Senate Bill No. 251  
 Senate Bill No. 252  
 Senate Bill No. 253  
 Senate Bill No. 256

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6  
 Senate Bill No. 15  
 Senate Bill No. 27  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 34  
 Senate Bill No. 41  
 Senate Bill No. 74  
 Senate Bill No. 80  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 95  
 Senate Bill No. 104  
 Senate Bill No. 121  
 Senate Bill No. 159  
 Senate Bill No. 163  
 Senate Bill No. 166  
 Senate Bill No. 168

Senate Bill No. 178  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 242  
 Senate Bill No. 251  
 Senate Bill No. 252  
 Senate Bill No. 253  
 Senate Bill No. 256

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 6  
 Senate Bill No. 15  
 Senate Bill No. 27  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 34  
 Senate Bill No. 41  
 Senate Bill No. 74  
 Senate Bill No. 80  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 95  
 Senate Bill No. 104  
 Senate Bill No. 121  
 Senate Bill No. 159  
 Senate Bill No. 163  
 Senate Bill No. 166  
 Senate Bill No. 168  
 Senate Bill No. 178  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 242  
 Senate Bill No. 251  
 Senate Bill No. 252  
 Senate Bill No. 253  
 Senate Bill No. 256

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

REPORT OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 6  
 Senate Bill No. 15

Senate Bill No. 27  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 34  
 Senate Bill No. 41  
 Senate Bill No. 74  
 Senate Bill No. 80  
 Senate Bill No. 85  
 Senate Bill No. 86  
 Senate Bill No. 95  
 Senate Bill No. 104  
 Senate Bill No. 121  
 Senate Bill No. 159  
 Senate Bill No. 163  
 Senate Bill No. 166  
 Senate Bill No. 168  
 Senate Bill No. 178  
 Senate Bill No. 182  
 Senate Bill No. 186  
 Senate Bill No. 192  
 Senate Bill No. 202  
 Senate Bill No. 211  
 Senate Bill No. 226  
 Senate Bill No. 237  
 Senate Bill No. 242  
 Senate Bill No. 251  
 Senate Bill No. 252  
 Senate Bill No. 253  
 Senate Bill No. 256

Were delivered to the Governor for his approval at the hour of 9:45 P. M. o'clock, March 2, 1951.

WALTER BLUME, Chairman.

#### MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 502  
 House Bill No. 525  
 House Bill No. 526  
 House Bill No. 527  
 House Bill No. 528  
 House Bill No. 529  
 House Bill No. 531  
 House Bill No. 536  
 House Bill No. 551  
 House Bill No. 554  
 House Bill No. 573  
 House Bill No. 576  
 House Bill No. 577  
 House Bill No. 578  
 House Bill No. 586  
 House Bill No. 598  
 House Bill No. 614  
 House Bill No. 621  
 House Bill No. 626  
 House Bill No. 629  
 House Bill No. 634  
 House Bill No. 648  
 House Bill No. 649

House Bill No. 650  
House Bill No. 652  
House Bill No. 657  
House Bill No. 658  
House Bill No. 659  
House Bill No. 665  
House Bill No. 672  
House Bill No. 673  
House Bill No. 692  
House Bill No. 700  
House Bill No. 702  
House Bill No. 703  
House Bill No. 710  
House Bill No. 714  
House Bill No. 723  
House Bill No. 729  
House Bill No. 734  
House Bill No. 738  
House Bill No. 739  
House Bill No. 740  
House Bill No. 748  
House Bill No. 750  
House Bill No. 756  
House Bill No. 759  
House Bill No. 760  
House Bill No. 776  
House Bill No. 791  
House Bill No. 793  
House Bill No. 797  
House Concurrent Resolution "L"  
House Concurrent Resolution "P"  
Joint Memorial Resolution "1"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 502  
House Bill No. 525  
House Bill No. 526  
House Bill No. 527  
House Bill No. 528  
House Bill No. 529  
House Bill No. 531  
House Bill No. 536  
House Bill No. 551  
House Bill No. 554  
House Bill No. 573  
House Bill No. 576  
House Bill No. 577  
House Bill No. 578  
House Bill No. 586  
House Bill No. 598  
House Bill No. 614  
House Bill No. 621  
House Bill No. 626  
House Bill No. 629



House Bill No. 634  
House Bill No. 648  
House Bill No. 649  
House Bill No. 650  
House Bill No. 652  
House Bill No. 657  
House Bill No. 658  
House Bill No. 659  
House Bill No. 665  
House Bill No. 672  
House Bill No. 673  
House Bill No. 692  
House Bill No. 700  
House Bill No. 702  
House Bill No. 703  
House Bill No. 710  
House Bill No. 714  
House Bill No. 723  
House Bill No. 729  
House Bill No. 734  
House Bill No. 738  
House Bill No. 739  
House Bill No. 740  
House Bill No. 748  
House Bill No. 750  
House Bill No. 756  
House Bill No. 759  
House Bill No. 760  
House Bill No. 776  
House Bill No. 791  
House Bill No. 793  
House Bill No. 797  
House Concurrent Resolution "L"  
House Concurrent Resolution "P"  
Joint Memorial Resolution "1"

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 502  
House Bill No. 525  
House Bill No. 526  
House Bill No. 527  
House Bill No. 528  
House Bill No. 529  
House Bill No. 531  
House Bill No. 536  
House Bill No. 551  
House Bill No. 554  
House Bill No. 573  
House Bill No. 576  
House Bill No. 577  
House Bill No. 578  
House Bill No. 586  
House Bill No. 598  
House Bill No. 614

House Bill No. 621  
House Bill No. 626  
House Bill No. 629  
House Bill No. 634  
House Bill No. 648  
House Bill No. 649  
House Bill No. 650  
House Bill No. 652  
House Bill No. 657  
House Bill No. 658  
House Bill No. 659  
House Bill No. 665  
House Bill No. 672  
House Bill No. 673  
House Bill No. 692  
House Bill No. 700  
House Bill No. 702  
House Bill No. 703  
House Bill No. 710  
House Bill No. 714  
House Bill No. 723  
House Bill No. 729  
House Bill No. 734  
House Bill No. 738  
House Bill No. 739  
House Bill No. 740  
House Bill No. 748  
House Bill No. 750  
House Bill No. 756  
House Bill No. 759  
House Bill No. 760  
House Bill No. 776  
House Bill No. 791  
House Bill No. 793  
House Bill No. 797  
House Concurrent Resolution "L"  
House Concurrent Resolution "P"  
Joint Memorial Resolution No. "1"  
Which the President has signed.

W. J. TROUT, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 501  
House Bill No. 504  
House Bill No. 517  
House Bill No. 519  
House Bill No. 540  
House Bill No. 571  
House Bill No. 584  
House Bill No. 594  
House Bill No. 599  
House Bill No. 601  
House Bill No. 617  
House Bill No. 623  
House Bill No. 631  
House Bill No. 639  
House Bill No. 667

House Bill No. 668  
 House Bill No. 671  
 House Bill No. 690  
 House Bill No. 695  
 House Bill No. 707  
 House Bill No. 708  
 House Bill No. 716  
 House Bill No. 717  
 House Bill No. 720  
 House Bill No. 722  
 House Bill No. 728  
 House Bill No. 752  
 House Bill No. 780  
 House Bill No. 795  
 House Bill No. 802  
 House Concurrent Resolution "D"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "M"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "R"  
 House Concurrent Resolution "T"  
 House Concurrent Resolution "U"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 501  
 House Bill No. 504  
 House Bill No. 517  
 House Bill No. 519  
 House Bill No. 540  
 House Bill No. 571  
 House Bill No. 584  
 House Bill No. 594  
 House Bill No. 599  
 House Bill No. 601  
 House Bill No. 617  
 House Bill No. 628  
 House Bill No. 631  
 House Bill No. 639  
 House Bill No. 667  
 House Bill No. 668  
 House Bill No. 671  
 House Bill No. 690  
 House Bill No. 695  
 House Bill No. 707  
 House Bill No. 708  
 House Bill No. 716  
 House Bill No. 717  
 House Bill No. 720  
 House Bill No. 722  
 House Bill No. 728  
 House Bill No. 752  
 House Bill No. 780  
 House Bill No. 795  
 House Bill No. 802  
 House Concurrent Resolution "D"

House Concurrent Resolution "J"  
 House Concurrent Resolution "M"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "R"  
 House Concurrent Resolution "T"  
 House Concurrent Resolution "U"

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 501  
 House Bill No. 504  
 House Bill No. 517  
 House Bill No. 519  
 House Bill No. 540  
 House Bill No. 571  
 House Bill No. 584  
 House Bill No. 594  
 House Bill No. 599  
 House Bill No. 601  
 House Bill No. 617  
 House Bill No. 628  
 House Bill No. 631  
 House Bill No. 639  
 House Bill No. 667  
 House Bill No. 668  
 House Bill No. 671  
 House Bill No. 690  
 House Bill No. 695  
 House Bill No. 707  
 House Bill No. 708  
 House Bill No. 716  
 House Bill No. 717  
 House Bill No. 720  
 House Bill No. 722  
 House Bill No. 728  
 House Bill No. 752  
 House Bill No. 780  
 House Bill No. 795  
 House Bill No. 802

House Concurrent Resolution "D"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "M"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "R"  
 House Concurrent Resolution "T"  
 House Concurrent Resolution "U"

Which the President has signed.

W. J. TROUT, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 503  
 House Bill No. 524

House Bill No. 530  
 House Bill No. 532  
 House Bill No. 538  
 House Bill No. 552  
 House Bill No. 565  
 House Bill No. 585  
 House Bill No. 721  
 House Bill No. 732  
 House Bill No. 785  
 House Bill No. 799  
 House Bill No. 801  
 House Bill No. 803  
 House Concurrent Resolution "V"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 503  
 House Bill No. 524  
 House Bill No. 530  
 House Bill No. 532  
 House Bill No. 538  
 House Bill No. 552  
 House Bill No. 565  
 House Bill No. 585  
 House Bill No. 721  
 House Bill No. 732  
 House Bill No. 785  
 House Bill No. 799  
 House Bill No. 801  
 House Bill No. 803  
 House Concurrent Resolution "V"

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 503  
 House Bill No. 524  
 House Bill No. 530  
 House Bill No. 532  
 House Bill No. 538  
 House Bill No. 552  
 House Bill No. 565  
 House Bill No. 585  
 House Bill No. 721  
 House Bill No. 732  
 House Bill No. 785  
 House Bill No. 799  
 House Bill No. 801  
 House Bill No. 803  
 House Concurrent Resolution "V"

Which the President has signed.

W. J. TROUT, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to transmit:

House Bill No. 506  
House Bill No. 604  
House Bill No. 643  
House Bill No. 666  
House Bill No. 679  
House Bill No. 713  
House Bill No. 770  
House Bill No. 800  
House Bill No. 805

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 506  
House Bill No. 604  
House Bill No. 643  
House Bill No. 666  
House Bill No. 679  
House Bill No. 713  
House Bill No. 770  
House Bill No. 800  
House Bill No. 805

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1951

Mr. Speaker: I have the honor to return:

House Bill No. 506  
House Bill No. 604  
House Bill No. 643  
House Bill No. 666  
House Bill No. 679  
House Bill No. 713  
House Bill No. 770  
House Bill No. 800  
House Bill No. 805

Which the President has signed.

W. J. TROUT, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 5  
Senate Bill No. 10  
Senate Bill No. 14  
Senate Bill No. 46

Senate Bill No. 100  
 Senate Bill No. 102  
 Senate Bill No. 119  
 Senate Bill No. 161  
 Senate Bill No. 164  
 Senate Bill No. 191  
 Senate Bill No. 199  
 Senate Bill No. 216  
 Senate Bill No. 234  
 Senate Bill No. 246  
 Senate Concurrent Resolution "K"  
 Senate Concurrent Resolution "Q"  
 Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 5  
 Senate Bill No. 10  
 Senate Bill No. 14  
 Senate Bill No. 46  
 Senate Bill No. 100  
 Senate Bill No. 102  
 Senate Bill No. 119  
 Senate Bill No. 161  
 Senate Bill No. 164  
 Senate Bill No. 191  
 Senate Bill No. 199  
 Senate Bill No. 216  
 Senate Bill No. 234  
 Senate Bill No. 246

Were delivered to the Governor for his approval at the hour of 8:30 p.m. o'clock, March 2, 1951.

W. R. BLUME, Chairman.

House Chamber  
 Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 49  
 Senate Bill No. 57  
 Senate Bill No. 181  
 Senate Bill No. 188  
 Senate Bill No. 247  
 Senate Concurrent Resolution "G"  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "P"  
 Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 49  
 Senate Bill No. 57  
 Senate Bill No. 181  
 Senate Bill No. 188  
 Senate Bill No. 247

Were delivered to the Governor for his approval at the hour of 9 p.m. o'clock, March 2, 1951.

WALTER BLUME, Chairman.

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 1  
 Senate Bill No. 4  
 Senate Bill No. 13  
 Senate Bill No. 64  
 Senate Bill No. 69  
 Senate Bill No. 88  
 Senate Bill No. 133  
 Senate Bill No. 148  
 Senate Bill No. 197  
 Senate Bill No. 201  
 Senate Bill No. 207  
 Senate Concurrent Resolution "S"  
 Senate Resolution "7"  
 And find the same correctly Enrolled.

W. R. BLUME, Chairman.

Senator Blume 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

Senate Bill No. 1  
 Senate Bill No. 4  
 Senate Bill No. 13  
 Senate Bill No. 64  
 Senate Bill No. 69  
 Senate Bill No. 88  
 Senate Bill No. 133  
 Senate Bill No. 148  
 Senate Bill No. 197  
 Senate Bill No. 201  
 Senate Bill No. 207  
 Senate Concurrent Resolution "S"  
 Senate Resolution "7"

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1951

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1  
 Senate Bill No. 4  
 Senate Bill No. 13  
 Senate Bill No. 64  
 Senate Bill No. 69  
 Senate Bill No. 88  
 Senate Bill No. 133  
 Senate Bill No. 148  
 Senate Bill No. 197  
 Senate Bill No. 201  
 Senate Bill No. 207  
 Senate Concurrent Resolution "S"  
 Senate Resolution "7"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.



## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 2, 1951

Mr. President: I have the honor to return:

Senate Bill No. 1  
Senate Bill No. 4  
Senate Bill No. 13  
Senate Bill No. 64  
Senate Bill No. 69  
Senate Bill No. 88  
Senate Bill No. 133  
Senate Bill No. 148  
Senate Bill No. 197  
Senate Bill No. 201  
Senate Bill No. 207  
Senate Concurrent Resolution "S"  
Senate Resolution "7"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

## REPORTS OF STANDING COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 1  
Senate Bill No. 4  
Senate Bill No. 13  
Senate Bill No. 64  
Senate Bill No. 69  
Senate Bill No. 88  
Senate Bill No. 133  
Senate Bill No. 148  
Senate Bill No. 197  
Senate Bill No. 201  
Senate Bill No. 207

Were delivered to the Governor for his approval at the hour of 9 P. M. o'clock, March 2, 1951.

W. R. BLUME, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "G"  
Senate Concurrent Resolution "K"  
Senate Concurrent Resolution "O"  
Senate Concurrent Resolution "P"  
Senate Concurrent Resolution "Q"  
Senate Concurrent Resolution "S"  
Senate Resolution "7"

Were delivered to the Secretary of the State for his approval at the hour of 8:30 P. M. o'clock, March 2, 1951.

W. R. BLUME, Chairman.

The President requested that the following announcements be read from the desk:

Mr. President: The minority of the North Dakota Senate of the Thirty-Second Legislative Assembly herewith submit the names of the following Senators from which you are to

select two members that are to serve on the Legislative Research Committee.

Senators:  
 SANDNESS  
 DUFFY  
 FETON  
 STRAND  
 DAHL  
 REINKE  
 TORNO

Signed by:  
 R. M. STREIBEL  
 WILLIAM KAMRATH  
 KENNETH K. PYLE

Mr. President: The majority of the North Dakota Senate of the Thirty-Second Legislative Assembly herewith submit the names of the following Senators from which you are to select three members that are to serve on the Legislative Research Committee.

Senators:  
 LENO  
 NORDHOUGEN  
 SOLBERG  
 OLSON  
 SCHROCK  
 WAHLUND

C. W. SCHROCK, Chairman.  
 ARNOLD BJORLIE, Secretary.

Mr. President: At this time I would like to announce that the chair will appoint on the majority faction for the North Dakota Legislative Research Committee, Senators Leno, Nordhogen, and Solberg, and for the minority faction, Senators Sandness and Duffy.

Senator Day: Mr. President. I would like to state at this time that there has been some indication that it may be contended that the Legislative Research Committee appointed is not legal. If that be contended and should turn out to be true, then under the statute it would mean that the present Legislative Research Committee would continue because it continues until replaced by a new committee. If that should be true, I should like to state that it is my intention to resign because it is not my purpose, in any event, to serve on the Legislative Research Committee.

Senator Bridston: Mr. President. Yesterday I stated that I would make an answer to what I termed ridiculous and silly statements made by the Senator from the 6th District, which included what seemed like a personal attack on me. I have prepared an answer and I have it in my pocket. Due, however, to the fact that these controversies are not pleasant for anyone and because this is the last night of our session, I am withholding filing it for the record. I think it is better this way. It is going to stay in my pocket.

Senator Day: Mr. President, Fellow Senators. I hope that that speech stays in the Senator's pocket until the pocket wears out. I want to assure you that we in Grand Forks will, between now and the time this Senate convenes again, make a sincere effort to get our house in order so that the Senators

from the 6th and 7th districts can come down here and work together and with you and that we will not be the subject of quite so much discussion another time.

Senator Day: I think that this Senate this year has had a unique privilege in becoming quite well acquainted with one of North Dakota's fine families. We not only have become acquainted with a colorful North Dakota character but we have become acquainted with and greatly respect his wonderful wife and we have become thrilled to know their fine family. He has presided over this Senate, has mixed our dull sessions with his dry Western humor and has made the days pass much more quickly and easily than would otherwise be the case. I think for the first time in the history of the state, the Lieutenant Governor has not only functioned in his usual duties but has used his office to promote one of North Dakota's great industries. I defy any of you to think of any more occasions that could have been used for the purpose of promoting the livestock industry generally in North Dakota. We were induced to spend one of our precious 60 days entirely away from the Senate. A representative from every senatorial district in the state of North Dakota spent one day in Dickinson and listened and watched and enjoyed the show. We gave him permission during the session to fly off to some distant state as Lieutenant Governor and judge a livestock show, giving the state of North Dakota publicity as well as his industry. Now the menial task, of course, during the session was left with me to take care of the livestock. But there has been on display those animals that will forever remind us of when we think of this session of the Lieutenant Governor and the industry he so ably represents. His efforts have caused us to place on the statute books some monumental legislation pertaining to that industry.

I wonder whether without his efforts if that would have been done. And we have had today a double barreled show. This sale we had today which was enjoyed so thoroughly by all of us, not only gave the livestock industry again widespread publicity but certainly benefited one of the greatest institutions of our State. I have never had greater pleasure than to present to our Lieutenant Governor a token of the appreciation of the Senators of this body for the services he has rendered in such an efficient manner this session.

Lt. Gov. Schnell: Senators and Friends:—Thank you, Senator Day for the kind things you have just said. I have tried during these sixty days to merit them. You may recall that on the first day of the session I expressed the hope that I might be a perfect president of the Senate, always right, ever courteous and never domineering. I guess this was just too great a hope but I also said then that I am after all only human and that I knew I could not always be right in all my decisions and would sometimes fail in rendering justice, but it would never be intentional.

Looking back on the sixty day session, I know I have not always been right in the eyes of the entire Senate—how many factions is it that we have here??—but do believe me when I say in all sincerity that I have tried as I promised—that my decisions have been what I believed were right—and above all, remember that to err is human, but to forgive is divine.

I have never enjoyed sixty days more in my whole life— you members have been wonderful to me. My experience as a House member has been useful, of course, but there are many things that come up as presiding officer that do not trouble you when you are sitting on the floor. Your tolerance with my shortcomings has made me feel very humble, and I want to thank you.

In the main our work has progressed rapidly and without too much friction. As long as we have a two-party or more, system in the United States, we will always have to have friction in the making of our laws. It can't, and should not be otherwise.

Once again, I want to thank you for being so good to me. This token which Senator Day has presented to me I shall keep and treasure forever as a memento of the splendid time we have had here together—the associations which I shall always remember.

And last but not least, I want to express my appreciation for the visit you paid to our Livestock Sales Rings in Dickinson. This, Senator Freed will join with me, I know, and we, as well as the others in the Senate who are engaged in the cattle industry certainly are grateful for the interest you have shown. We know that because of your cooperation this business will continue to grow and expand and bring fame to North Dakota.

I also want to express my appreciation and speak for Father Cassidy and his Boys Home on the Range for the splendid cooperation in this miniature livestock sale here this afternoon which brought in a total of \$1760.00, and I am sure that God will bless you.

Thank you, and the best of everything to you all. May you have as happy memories of the 1951 legislative session as I have.

Senator Stucke: Mr. President. I should like to address my remarks to my fellow colleague and friend, Rilie Morgan. This is not a difficult task to perform this evening. Through all the battles that we have waged here there have been no scars left, especially no visible ones at least. It has been just as harmless as to have a duel with swords at forty yards. Verbal battle, surely. Excitement, surely. But that can only happen in a democracy. It isn't quite like when all you are supposed to say is "da"—that is the Russian for "yes," or "ya" as the Hitlerites did. Here at least you can say "yea" and "nay" and "nein."

Now, Mr. Rilie, I take a particular delight in what I am doing tonight. Through this long association we have become personal friends and I know what you, Rilie, mean to me. Here, of course, we often don't get along but we all have to give and take, and that's one of the things I remember about Rilie Morgan through the years here. So, Rilie, I take great pleasure in having a gift presented to you arranged for you by the employees and the Senators.

Senator Morgan: Mr. President. Thank you, constituents and friends. We are at the close of this legislative session and I prefer to address you as friends and not as Senators. Very often people come up to me in my ordinary life and address me as "Mr. Morgan" or "Senator Morgan." I say to them that when I am in Bismarck that is all right but when I am at home and associate with you, I want to be

known as "Rilie Morgan" and I am particularly pleased to-night when Dr. Stucke referred to me as "Rilie" and not as "Senator."

One can't sit here and hear the eulogy that Dr. Stucke paid me without being touched, and certainly I am appreciative. I am appreciative of the friendship, and help, and cooperation that I have had from every Senator in this body during this session, and I am not speaking now of the majority or the minority—I am speaking of you all. After all these political differences that we have are not very deep. The friendships that we make in a body like this are deep and they are lasting, and certainly no man can serve in this body for four years, or twelve, or fourteen years like Dr. Stucke and I have done without forming some friendships that are very, very deep. During the sixty days I have said and done some things which I would not say or do again, and which I regret. Some things have been said and some things have been done to me which I am sure will not be done again, and I ask from you the same spirit of forgiveness and tolerance which I have long ago extended to anyone who might have temporarily offended me.

My friends, I want you to know how deeply and sincerely I appreciate your friendship, your help, and your cooperation. Thank you and God bless all of you.

Senator Knudson: Mr. President. If I happen to stumble in my remarks this evening, I won't feel too badly since I am a little bit like Ken. Fitch when he stumbled on that message he read this evening, and I am sure you will forgive me.

I am very highly pleased and honored to be chosen to present a gift to one of the outstanding members of this Senate. I had heard a great deal about this man before I came down here from my good friend, the Governor. He is a very good friend of this man and he told me much about how he had worked with this man many sessions here in the Senate. And on our opening day when he was nominated as minority floor leader, I heard again of his many abilities, particularly as to parliamentary law and legislation. During these sixty days we have had many evidences of his parliamentary skill, and of his knowledge of parliamentary law. We have also known that he is an excellent legislator. During the past sixty days, not only on the floor of the Senate but in the Committees I have been privileged to serve on with him, his ability to separate the chaff from the wheat, and discern that which is good, is remarkable. That is of great assistance to a new member of a committee. I know, as a new member, that having the privilege of serving with him has been a wonderful lesson. He has taught us much of the knowledge of making good legislation. We have also, as I have said before, witnessed his parliamentary skill. He has said that he has sat in this Senate as a representative of the minority faction for many years. During many of the sessions he has been minority floor leader, and as such he has guided that group with great skill, has waged many battles, fought many scrimmages but never won a war until this morning and then there is a great doubt whether the war has yet been won or lost. But it is indeed a great pleasure for me, a freshman in this body, to present this gift to Senator Streibel on behalf of the members and his fellow colleagues.

Senator Streibel: Mr. President, Senators and employees:

For your kind words of approbation Senator Knudson please accept many, many thanks from me. When you spoke of my merits as a legislator you showed that you are a student of human nature. Having known me for such a short time only, you did exceptionally well to disregard my gruff delivery. You evidently were more interested in my motive than in my method. I wish to thank you again for your kind words.

To all of you who made a contribution to the purchase of this wonderful time piece which you presented to me I owe more than I can ever give in return. Thank you so much for it. I would like to think of it as a reminder that I have never kept you waiting during any session or any committee work. I have always tried to be present and on time.

And to you Mr. President, fellow Senators and employees I am grateful for all the courtesies you extended to me during this session. For the wonderful patience and considerations received from the chairmen of the committees on which I served I am especially grateful. Many thanks fellows.

To Senator Morgan whom I have called Rilie half of the time I wish to express my thanks for his kind cooperation. When he and I were selected as the majority and minority floor leader respectfully speculation was rife as to how we would get along. I don't know how far he had to lean backwards at times for the sake of harmony. In my case I can't recall that I had to ever lean over too far. We got along, didn't we?

At this time I'd like to mention the name of a man who used to be the majority floor leader. A man I inadvertently but constantly forgot to mention in my farewell speeches. Then after it was all over I'd go to him and apologize for it. That man is the former Senator now Governor of this state, Norman Brunsdale. He was one of the grandest men I ever worked with.

At least twice I have on similar occasions given quite lengthy speeches. Tonight I will spare your patience by cutting down my remarks.

Of all creatures only man makes history, writes it, preserves it and understands what he has written. From it he can profit by it he may be guided. Memory supports reasoning and reasoning gives constant hope. If it were not for the hope from day to day that sustains our expectations of better things for the morrow many a legislator would reach the point of despair before the session is half over. And, generally speaking hope during our sessions never lets us down. Things usually end well.

During this session, as in all previous sessions, tempers flared in heated debates. But I'm satisfied that not one of us will go home bearing a grudge.

Whether we won or lost we can never be absolutely certain whether we were right. Therefore I'd like to close my remarks with a quotation that may be of some comfort to us. "Life is a sheet of paper white, whereon each one of us must write his line or two and then comes night. Greatly begin though thou have time, but for a line be that subline; not failure, but low aim is crime." Thank you.

Senator Nordhogen: Mr. President, colleagues of this 32nd Legislative Session, and friends, I note by the clock that the hour is near midnight. We are about to adjourn sine die and then the 32nd Legislative Session will be history. It is my pleasure to address my remarks to an individual with whom I have served in this Senate body for a period of ten years. He is a man that we have known for his fine qualities and his many abilities. He is a man of large stature, a man who has a driving force, a man who has leadership so that when he is in a group of folks, he can't help but be recognized. For the past sixty days he has been the so-called assistant in this chamber. We have addressed him as Mr. President on several occasions, that is, he has been our President Pro Tem. He is known throughout North Dakota in a great many capacities, a man in the business field, as being an operator of no small extent, but I am not thinking of his personal affairs or how he may have arrived at his method of livelihood. I am thinking of another capacity in which we have known him—as Mr. Republican of North Dakota.

So I think it is only fitting and proper that we honor him at this time, and in so doing, it is my privilege, on behalf of my colleagues here, to present Milton Rue, our President Pro Tem of the 32nd Legislative Assembly, with this gift.

Senator Rue: Mr. President and fellow Senators, I certainly appreciate the remarks of my friend, Orris. I can say that I am very proud of the honor of being President Pro Tem for this session. It, of course, as you know, is more of an honor than that of work. We came to this legislative assembly with just one idea and thought, or one purpose—that purpose is for the betterment of the people of North Dakota. We have had difficulty in arriving at that purpose, but after sixty days of toil and work, we have come to a conclusion that I think that we enacted laws that represent the people fairly, and after the session is over and we have laid down the fight for that type of legislation, we don't see each other in factional terms. We see each other as men and women. One of the great things that we get out of being a member of the legislature is the great many friends that we make through the State of North Dakota. It is a fine thing and I know you will all agree with me, to have friends in every County and District of the State. That is one thing that money can't buy.

I want to thank you very kindly for remembering me with this present. I will open it. It is a very fine clock and certainly will be fine in our home and I want to thank you each one.

Senator Geelan: Mr. President, as one of the closing activities of this session, I would like to recognize what we think is a very important anniversary. It is thirty years ago since Mrs. Ruth Smith was first employed by the legislature. During all these years she has served in one capacity or another. But in recognizing this anniversary we are honoring more than years of services. In whatever capacity she has served during all these years, she has served loyally, and she has served efficiently. Mrs. Smith, the President of the Senate and the Senate would like to present you with this gift to show our appreciation and congratulations.

Mrs. Smith: Thank you, very much, and I am so happy. I did not know I was thought of and I am really speechless. Thanks a heap.

Senator Day: Mr. President. There is a Senator in this body, Mr. President, who made the statement that he intended to go home without getting on his feet and speaking. He has not been heard from during this session and I believe we should have a few remarks from Senator Anderson at this time.

Senator Anderson: Mr. President. When I was elected up in Rugby, they told me young Senators should come down and not say a word the first time he is here, so I made up my mind I would do that. I was kind of bragging of that down at the hotel the other night about the deal I made with myself that I would not say a word on any bill during this session. There were times when I thought I should get on my feet and say a few words but I kind of held back and did not do it. The other night we were in the hotel and Carroll Day said, "I am going to get you on your feet yet." I still think I can go home and feel that I kept the bargain with myself not to get up and say a word on any bill.

Senator Day: Mr. President. I bought an animal today with the understanding that it had a broken horn, but it did not have. I was going to break this horn here and I noticed my associate to the left just shrink as though I were cutting the ear off a child. He told me he had made a hobby collecting items like this. He asked me if he could keep it on his desk this afternoon and that is the reason it has been on his desk. At this time I would like to present this animal to Senator Sandness.

Senator Sandness: Mr. President, and Senator Day. I am speechless, to be frank with you. Nevertheless, I will say that I appreciate this very, very much.

Senator Schrock: I should have warned the members of my faction a long time ago but I think you understood from what happened this fall. I am not feeling abused because I was not given an opportunity of making a speech. I understand it is usual for a member of the opposite faction to make the presentation speeches. Two years ago I apparently did a good job from my point of view. The individual I made the presentation to was elected governor, so, I warn you, members of my faction, that if you want one of our factions to be elected governor, don't let me make the speech.

Senator Anderson moved that the President appoint a committee of three to inform the Governor that the Senate has finished its work and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Anderson, Bridston and Olson.

Senator Fraser moved that the President appoint a committee of three to inform the House of Representatives that the Senate has finished its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Fraser, Reinke and Torno.

Senator Anderson announced that the committee appointed to inform the Governor that the Senate has finished its business and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.



Senator Fraser announced that the committee appointed to notify the House of Representatives that the Senate has finished its business and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.

A committee from the House was received by the Senate and the committee announced that the House had completed its business and was about to adjourn sine die.

Senator Kamrath moved that the Senate adjourn sine die, which motion prevailed.

And the Senate stood adjourned sine die, pursuant to the motion of Senator Kamrath.

W. J. TROUT, Secretary.

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# RECORD OF BILLS AND RESOLUTIONS IN THE SENATE

## SENATE BILLS

### Senate Bill No. 1—(Committee on Appropriations)

Senate Bill No. 1. 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 Subdivisions 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.

Introduction, first reading and reference, 25.

Referred to Committee on Appropriations.

Reported back, (amended) 277.

Amendments adopted, 303.

Second reading, 318.

Reprinted, 328.

To House, 336.

House amendments, 709.

Returned to Senate, (amended) 709.

Conference Committee, 732.

Conference Committee report, 773.

House requests return, 776.

Reconsidered, 776.

Returned to House, 776.

Returned to Senate, (amended) 782.

Senate concurred, 785.

Final passage, 785.

Enrolled, 801.

Signed by President, 801.

Sent to overnor, 802.

### Senate Bill No. 2—(Committee on Appropriations)

Senate Bill No. 2. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings and Equipment of the School for the Deaf at Devils Lake, North Dakota.

Introduction, first reading and reference, 25.

Referred to Committee on Appropriations.

Reported back, (amended) 55.

Amendments adopted, 64.

Second reading, 72.

To House, 81.

House amendments, 581.

Returned to Senate, (amended) 581.

Senate concurred, 588.

Final passage, 588.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 672.

**Senate Bill No. 3—(Committee on Appropriations)**

Senate Bill No. 3. 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.

Introduction, first reading and reference, 25.

Referred to Committee on Appropriations.

Reported back, (amended) 107.

Amendments adopted, 116.

Second reading, 132.

To House, 143.

Returned to Senate, 580.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 672.

**Senate Bill No. 4—(Committee on Appropriations)**

Senate Bill No. 4. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Introduction, first reading and reference, 25.

Referred to Committee on Appropriations.

Reported back, (amended) 150.

Amendments adopted, 170.

Second reading, 190.

To House, 209.

House amendments, 673.

Returned to Senate, (amended) 673.

Conference Committee, 687.

House requests return, 751.

Returned to House, 751.

Returned to Senate, (amended) 758.

House amendments, 758.

Senate concurred, 781.

Final passage, 781.

Enrolled, 801.

Signed by the President, 801.

Sent to the Governor, 802.

**Senate Bill No. 5—(Committee on Appropriations)**

Senate Bill No. 5. 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.

Introduction, first reading and reference, 26.

Referred to Committee on Appropriations.

Reported back, (amended) 184.

Amendments adopted, 212.

Second reading, 227.

To House, 247.

House amendments, 663.

Returned to Senate, (amended) 663.

Senate concurred, 664.

Final passage, 664.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 6—(Committee on Appropriations)**

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota, and Declaring an Emergency.

Introduction, first reading and reference, 26.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 404.  
 Amendments adopted, 427.  
 Second reading, 438.  
 To House, 462.  
 House amendments, 673.  
 Returned to Senate, (amended) 673.  
 Conference Committee, 687.  
 Conference Committee report, 730.  
 Final passage, 731.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 791.

**Senate Bill No. 7—(Committee on Appropriations)**

Senate Bill No. 7. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Training School at Mandan, North Dakota.

Introduction, first reading and reference, 26.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 107.  
 Amendments adopted, 117.  
 Second reading, 133.  
 To House, 143.  
 House amendments, 581.  
 Returned to Senate, (amended) 581.  
 Conference Committee, 589.  
 Conference Committee report, 626.  
 Final passage, 626.  
 Enrolled, 647.  
 Signed by the President, 647.  
 Sent to the Governor, 788.

**Senate Bill No. 8—(Committee on Appropriations)**

Senate Bill No. 8. A Bill for an Act Making an Appropriation for General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Introduction, first reading and reference, 26.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 97.  
 Amendments adopted, 108.  
 Second reading, 117.  
 To House, 127.  
 House amendments, 674.  
 Returned to Senate, (amended) 674.  
 Senate concurred, 688.  
 Final passage, 688.  
 Enrolled, 699.  
 Signed by the President, 703.  
 Sent to the Governor, 788.

**Senate Bill No. 9—(Committee on Appropriations)**

Senate Bill No. 9. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota State Farm, Bismarck, North Dakota.

Introduction, first reading and reference, 26.

Referred to Committee on Appropriations.

Reported back, (do pass) 79.

Second reading, 90.

To House, 98.

Returned to Senate, 556.

Enrolled, 559.

Signed by the President, 559.

Sent to the Governor, 623.

Approved by the Governor, 658.

**Senate Bill No. 10—(Committee on Appropriations)**

Senate Bill No. 10. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Introduction, first reading and reference, 26.

Referred to Committee on Appropriations.

Reported back, (amended) 98.

Amendments adopted, 108.

Second reading, 118.

To House, 127.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 11—(Committee on Appropriations)**

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Gasoline Tax Division in the Office of the State Auditor.

Introduction, first reading and reference, 26.

Referred to Committee on Appropriations.

Reported back, (do pass) 63.

Second reading, 72.

To House, 81.

Returned to Senate, 507.

Enrolled, 516.

Signed by the President, 516.

Sent to the Governor, 530.

Approved by the Governor, 548.

**Senate Bill No. 12—(Committee on Appropriations)**

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

Introduction, first reading and reference, 27.

Referred to Committee on Appropriations.

Reported back, (do pass) 63.

Second reading, 73.

To House, 81.

Returned to Senate, 507.

Enrolled, 516.

Signed by the President, 516.  
 Sent to the Governor, 530.  
 Approved by the Governor, 548.

**Senate Bill No. 13—(Committee on Appropriations)**

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying the Administrative Expenses and the State Aid of the State Equalization Fund.

Introduction, first reading and reference, 27.

Referred to Committee on Appropriations.

Reported back, (do pass) 151.

Second reading, 173.

To House, 183.

House amendments, 710.

Returned to Senate, (amended) 710.

Conference Committee, 733.

Conference Committee report, 777.

Final Passage, 777.

Enrolled, 801.

Signed by the President, 801.

Sent to the Governor, 802.

**Senate Bill No. 14—(Committee on Appropriations)**

Senate Bill No. 14. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Board of School District Reorganization.

Introduction, first reading and reference, 27.

Referred to Committee on Appropriations.

Re-referred to Committee on Appropriations, 358.

Reported back, (amended) 331, (amended) 440.

Amendments adopted, 456.

Second reading, 467.

To House, 482.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 15—(Committee on Appropriations)**

Senate Bill No. 15. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

Introduction, first reading and reference, 27.

Referred to Committee on Appropriations.

Reported back, (amended) 210.

Amendments adopted, 224.

Second reading, 235.

To House, 247.

House amendments, 730.

Returned to Senate, (amended) 730.

Senate concurred, 739.

Final passage, 739.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 791.

**Senate Bill No. 16—(Committee on Appropriations)**

Senate Bill No. 16. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Dealers Division.

- Introduction, first reading and reference, 27.
- Referred to Committee on Appropriations.
- Reported back, (amended) 210.
- Amendments adopted, 224.
- Second reading, 236.
- To House, 247.
- Returned to Senate, 507.
- Enrolled, 516.
- Signed by the President, 516.
- Sent to the Governor, 530.
- Approved by the Governor, 548.

**Senate Bill No. 17—(Committee on Appropriations)**

Senate Bill No. 17. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

- Introduction, first reading and reference, 27.
- Referred to Committee on Appropriations.
- Reported back, (amended) 142, (further amendments) 151.
- Amendments adopted, 170.
- Second reading, 190.
- To House, 209.
- House amendments, 581.
- Returned to Senate, (amended) 581.
- Conference Committee, 589.
- Conference Committee report, 627.
- Final passage, 627.
- Enrolled, 647.
- Signed by the President, 647.
- Sent to the Governor, 788.

**Senate Bill No. 18—(Committee on Appropriations)**

Senate Bill No. 18. A Bill for an Act Making an Appropriation to Carry Out the Provisions of Chapter 6-07 of the 1947 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

- Introduction, first reading and reference, 27.
- Referred to Committee on Appropriations.
- Reported back, (do pass) 43.
- Second reading, 47.
- To House, 62.
- Returned to Senate, 507.
- Enrolled, 516.
- Signed by the President, 516.
- Sent to the Governor, 531.
- Approved by the Governor, 548.

**Senate Bill No. 19—(Committee on Appropriations)**

Senate Bill No. 19. A Bill for an Act Making Appropriations for the Division of Vocational Rehabilitation and Vocational Education.

- Introduction, first reading and reference, 27.
- Referred to Committee on Appropriations.



Reported back, (do pass) 230.  
Second reading, 239.  
To House, 267.  
Returned to Senate, 507.  
Enrolled, 516.  
Signed by the President, 516.  
Sent to the Governor, 531.  
Approved by the Governor, 548.

**Senate Bill No. 20—(Committee on Appropriations)**

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes, Foxes, Bobcats and Magpies.

Introduction, first reading and reference, 27.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 55.  
Second reading, 65.  
To House, 69.  
Requested House return, 96.  
Returned to Senate, 103.  
Reconsidered, (indefinitely postponed) 103.

**Senate Bill No. 21—(Committee on Appropriations)**

Senate Bill No. 21. A Bill for an Act Making an Appropriation for the Use of the North Dakota Research Foundation.

Introduction, first reading and reference, 28.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 259.  
Second reading, 287.  
To House, 305.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 22—(Committee on Appropriations)**

Senate Bill No. 22. A Bill for an Act Making an Appropriation for a Pension for Dennis Duane Crites, Minor Child of National Guardsman, John E. Crites.

Introduction, first reading and reference, 28.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 43.  
Second reading, 47.  
To House, 63.  
Returned to Senate, 507.  
Enrolled, 516.  
Signed by the President, 516.  
Sent to the Governor, 531.  
Approved by the Governor, 548.

**Senate Bill No. 23—(Committee on Appropriations)**

Senate Bill No. 23. A Bill for an Act Making an Appropriation for a Pension for National Guardsman Nennor A. Nelson, Jr.

Introduction, first reading and reference, 28.

Referred to Committee on Appropriations.  
Reported back, (indefinitely postponed) 98.

**Senate Bill No. 24—(Committee on Appropriations)**

Senate Bill No. 24. A Bill for an Act Making an Appropriation to Pay the Costs of the Administration of the Old Age and Survivor Insurance System.

Introduction, first reading and reference, 28.

Referred to Committee on Appropriations.

Reported back, (do pass) 243.

Second reading, 257.

To House, 286.

Returned to Senate, 507.

Enrolled, 516.

Signed by the President, 516.

Sent to the Governor, 531.

Approved by the Governor, 548.

**Senate Bill No. 25—(Committee on Appropriations)**

Senate Bill No. 25. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

Introduction, first reading and reference, 28.

Referred to Committee on Appropriations.

Reported back, (do pass) 115.

Second reading, 133.

To House, 143.

Returned to Senate, 507.

Enrolled, 516.

Signed by the President, 516.

Sent to the Governor, 531.

Approved by the Governor, 548.

**Senate Bill No. 26—(Committee on Appropriations)**

Senate Bill No. 26. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

Introduction, first reading and reference, 28.

Referred to Committee on Appropriations.

Reported back, (amended) 168.

Amendments adopted, 185.

Second reading, 214.

To House, 220.

Returned to Senate, 672.

Enrolled, 699.

Signed by the President, 703.

Sent to the Governor, 788.

**Senate Bill No. 27—(Committee on Appropriations)**

Senate Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

Introduction, first reading and reference, 28.

Referred to Committee on Appropriations.

Reported back, (amended) 169.

Amendments adopted, 185.

Second reading, 214.

To House, 220.  
 House amendments, 710.  
 Returned to Senate, (amended) 710.  
 Senate concurred, 733.  
 Final passage, 733.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 28—(Committee on Appropriations)**

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Introduction, first reading and reference, 28.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 169.  
 Second reading, 191.  
 To House, 209.  
 Returned to Senate, 672.  
 Enrolled, 699.  
 Signed by the President, 703.  
 Sent to the Governor, 788.

**Senate Bill No. 29—(Committee on Appropriations)**

Senate Bill No. 29. A Bill for an Act Making an Appropriation for the Salaries and Miscellaneous Expenses of the High School Correspondence Study.

Introduction, first reading and reference, 29.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 230.  
 Amendments adopted, 244.  
 Second reading, 257.  
 To House, 286.  
 Returned to Senate, 507.  
 Enrolled, 516.  
 Signed by the President, 516.  
 Sent to the Governor, 531.  
 Approved by the Governor, 548.

**Senate Bill No. 30—(Committee on Appropriations)**

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Bank of North Dakota.

Introduction, first reading and reference, 29.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 79.  
 Second reading, 91.  
 To House, 98.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 31—(Committee on Appropriations)**

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State of North Dakota

**Doing Business as the North Dakota Mill and Elevator Association.**

Introduction, first reading and reference, 29.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 169.  
 Second reading, 191.  
 To House, 209.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 32—(Committee on Appropriations)**

Senate Bill No. 32. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for a Deficiency in the Bangs Disease and Bovine Tuberculosis Fund; and Declaring an Emergency.

Introduction, first reading and reference, 29.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 64  
 Second reading, 73.  
 To House, 81.  
 Returned to Senate, 507.  
 Enrolled, 516.  
 Signed by the President, 516.  
 Sent to the Governor, 531.  
 Approved by the Governor, 548.

**Senate Bill No. 33—(Committee on Appropriations)**

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Rent and Maintenance of the Teachers' Insurance and Retirement Fund; and Declaring an Emergency.

Introduction, first reading and reference, 29.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 79.  
 Second reading, 91.  
 To House, 98.  
 Returned to Senate, 507.  
 Enrolled, 516.  
 Signed by the President, 516.  
 Sent to the Governor, 531.  
 Approved by the Governor, 548.

**Senate Bill No. 34—(Legislative Research Committee)**

Senate Bill No. 34. A Bill for an Act to Amend and Reenact Sections 54-0308 and 54-0310 of the North Dakota Revised Code of 1943, Relating to the Selection and Compensation of Officers and Employees of the Legislative Assembly, and Declaring an Emergency.

Introduction, first reading and reference, 29.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended) 79.  
 Amendments adopted, 87.  
 Second reading, 99.  
 To House, 106.  
 Returned to Senate, (amended) 710.  
 House amendments, 710.

Senate concurred, 733.  
 Final passage, 734.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 35—(Legislative Research Committee)**

Senate Bill No. 35. A Bill for an Act to Amend and Reenact Chapter 20-16 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Control and Destruction of Predatory Animals and Injurious Field Rodents; Providing for State, Federal and Local Cooperation in the Control and Destruction of Predatory Animals and Injurious Field Rodents; and Authorizing a County Tax Levy Upon Sheep for predatory Animal Control.

Introduction, first reading and reference, 29.  
 Referred to Committee on Agriculture.  
 Reported back, (amended) 71.  
 Amendments adopted, 80.  
 Second reading, 92.  
 To House, 98.  
 Returned to Senate, 286.  
 Enrolled, 306.  
 Signed by the President, 309.  
 Sent to the Governor, 310.  
 Approved by the Governor, 376.

**Senate Bill No. 36—(Legislative Research Committee)**

Senate Bill No. 36. A Bill for an Act to Amend and Reenact Section 15-2509 and Subsection 1 of Section 15-2908 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Education and Providing for Minimum School Terms in Common and Special School Districts.

Introduction, first reading and reference, 30.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 80.

**Senate Bill No. 37—(Legislative Research Committee)**

Senate Bill No. 37. A Bill for an Act to Provide for Leave of Absence Due to Illness for Teachers in the Public Schools and State Institutions, Determining Compensation, and Defining Terms.

Introduction, first reading and reference, 30.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 80.

**Senate Bill No. 38—(Legislative Research Committee)**

Senate Bill No. 38. A Bill for an Act to Repeal Section 27-0732 of the North Dakota Revised Code of 1943, Relating to Miscellaneous Records to Be Kept by County Courts.

Introduction, first reading and reference, 30.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 86.  
 Second reading, (lost) 100.

**Senate Bill No. 39.—(Legislative Research Committee)**

Senate Bill No. 39. A Bill for an Act Concerning the Recognition of Decrees of Divorce and Annulment of Marriage and to Make Uniform the Law with Reference Thereto.

Introduction, first reading and reference, 30.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 43.  
Second reading, 48.  
To House, 63.  
Returned to Senate, 304.  
Enrolled, 315.  
Signed by the President, 328.  
Sent to the Governor, 375.  
Approved by the Governor, 392.

**Senate Bill No. 40—(Legislative Research Committee)**

Senate Bill No. 40. A Bill for an Act Providing for Reciprocal Enforcement of Support.

Introduction, first reading and reference, 30.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 43.  
Second reading, 48.  
To House, 63.  
Returned to Senate, 556.  
Enrolled, 559.  
Signed by the President, 559.  
Sent to the Governor, 623.  
Approved by the Governor, 671.

**Senate Bill No. 41—(Legislative Research Committee)**

Senate Bill No. 41. A Bill for an Act to Amend and Reenact Section 25-0315 of the North Dakota Revised Code of 1943, Relating to County Insanity Boards, Providing for Compensation and Mileage of the Members, Sheriff, and Witnesses.

Introduction, first reading and reference, 30.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 43.  
Second reading, 49.  
To House, 63.  
Returned to Senate, 742.  
Enrolled, 789.  
Signed by the President, 790.  
Sent to the Governor, 792.

**Senate Bill No. 42—(Legislative Research Committee)**

Senate Bill No. 42. A Bill for an Act to Amend and Reenact Sections 28-0611 and 28-0613 of the North Dakota Revised Code of 1943, Relating to Service of Process on Resident and Nonresident Motor Vehicle Users.

Introduction, first reading and reference, 30.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 44.  
Second reading, 49.  
To House, 63.  
Returned to Senate, 304.  
Enrolled, 315.  
Signed by the President, 328.  
Sent to the Governor, 375.  
Approved by the Governor, 392.

**Senate Bill No. 43—(Legislative Research Committee)**

Senate Bill No. 43. A Bill for an Act Providing for the Control, Prevention, and Abatement of Pollution of the Surface and Underground Waters of the State, and to Repeal Section 40-2204 of the North Dakota Revised Code of 1943.

Introduction, first reading and reference, 30.

Referred to Committee on General Affairs.

Reported back, (indefinitely postponed) 279.

**Senate Bill No. 44—(Legislative Research Committee)**

Senate Bill No. 44. A Bill for an Act to Amend and Reenact Section 39-0517 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Repeal Section 39-0518 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Motor Vehicle Title Registration Transfers.

Introduction, first reading and reference, 31.

Referred to Committee on Transportation.

Reported back, (do pass) 108.

Second reading, 121.

To House, 143.

Returned to Senate, 672.

Enrolled, 699.

Signed by the President, 703.

Sent to the Governor, 788.

**Senate Bill No. 45—(Legislative Research Committee)**

Senate Bill No. 45. A Bill for an Act to Repeal Section 39-0464 of the North Dakota Revised Code of 1943, Relating to Motor Vehicle License Registration as Affected by Transfer of Title.

Introduction, first reading and reference, 31.

Referred to Committee on Transportation.

Reported back, (do pass) 108.

Second reading, 122.

To House, 143.

Returned to Senate, 672.

Enrolled, 699.

Signed by the President, 703.

Sent to the Governor, 788.

**Senate Bill No. 46—(Legislative Research Committee)**

Senate Bill No. 46. A Bill for an Act to Amend and Reenact Sections 39-1113, 39-1114 and 39-1115 of the North Dakota Revised Code of 1943 and to Repeal Sections 39-1110 and 39-1116 of the North Dakota Revised Code of 1943, Relating to Approval of Motor Vehicle Lamps and Devices.

Introduction, first reading and reference, 31.

Referred to Committee on Transportation.

Reported back, (do pass) 108.

Second reading 122.

To House, 143.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 47—(Legislative Research Committee)**

Senate Bill No. 47. A Bill for an Act to Amend and Reenact Sections 39-0439 and 39-0529 of the North Dakota Revised Code of 1943, Relating to Licensing and Registering House Trailers Hauled Upon the Highways of this State.

Introduction, first reading and reference, 31.

Referred to Committee on Transportation.

Reported back, (amended) 259.

Amendments adopted, 283.

Second reading, 299.

To House, 316.

Returned to Senate, 580.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 695.

**Senate Bill No. 48—(Legislative Research Committee)**

Senate Bill No. 48. A Bill for an Act to Amend and Reenact Section 43-0708 of the North Dakota Revised Code of 1943, providing for Exceptions to Licensing Provisions for Public Contractors.

Introduction, first reading and reference, 31.

Referred to Committee on Transportation.

Re-referred to Committee on Industry and Business, 42.

Re-referred to Committee on State and Federal Government, 188.

Reported back, (indefinitely postponed) 230.

**Senate Bill No. 49—(Legislative Research Committee)**

Senate Bill No. 49. A Bill for an Act to Amend and Reenact Section 21-0307 of the North Dakota Revised Code of 1943, as Amended by Chapters 195 and 192 of the Session Laws of 1947, Relating to the Issuance of Bonds by a Municipality; Providing for Votes of Approval by the Electors of the Municipality and for Exceptions Thereto, and Declaring an Emergency.

Introduction, first reading and reference, 31.

Referred to Committee on Judiciary.

Reported back, (amended) 116.

Amendments adopted, 129.

Second reading, 145.

To House, 148.

Returned to Senate, 672.

Enrolled, 742.

Signed by the President, 743.

Sent to the Governor, 800.

**Senate Bill No. 50—(Legislative Research Committee)**

Senate Bill No. 50. A Bill for an Act to Amend and Reenact Subsection 7 of Section 14-0503 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Insanity as Grounds for Divorce.

Introduction, first reading and reference, 32.

Referred to Committee on Judiciary.

Reported back, (amended) 44.

Amendments adopted, 55.



Second reading, 74.  
To House, 81.  
Returned to Senate, (indefinitely postponed) 412.

**Senate Bill No. 51—(Legislative Research Committee)**

Senate Bill No. 51. A Bill for an Act to Repeal Sections 28-1307 and 29-1518 of the North Dakota Revised Code of 1943, Relating to the Excusing of Jurors.

Introduction, first reading and reference, 32.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 44.  
Second reading, 50.  
To House, 63.  
Returned to Senate, 304.  
Enrolled, 315.  
Signed by the President, 328.  
Sent to the Governor, 375.  
Approved by the Governor, 392.

**Senate Bill No. 52—(Legislative Research Committee)**

Senate Bill No. 52. A Bill for an Act Relating to Valuation of Property of Telephone Companies for Rate Making Purposes.

Introduction, first reading and reference, 32.  
Referred to Committee on Judiciary.  
Reported back, (amended) 469.  
Amendments adopted, 471.  
Second reading, 475.  
To House, 482.  
Returned to Senate, (indefinitely postponed) 672.

**Senate Bill No. 53—(Legislative Research Committee)**

Senate Bill No. 53. A Bill for an Act to Amend and Reenact Subsection G of Section 52-0914, Subsection A of Section 52-01915 and Subsection D of Section 52-0920, of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement of Public Employees.

Introduction, first reading and reference, 32.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 279.  
Second reading, 299.  
To House, 316.  
Returned to Senate, 539.  
Enrolled, 547.  
Signed by the President, 547.  
Sent to the Governor, 623.  
Approved by the Governor, 672.

**Senate Bill No. 54—(Legislative Research Committee)**

Senate Bill No. 54. A Bill for an Act to Amend and Reenact Subsection 3 of Section 57-2702 of the North Dakota Revised Code of 1943, Relating to Notice of Expiration of Period of Redemption from Tax Sales.

Introduction, first reading and reference, 32.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 71.  
Second reading, 82.

To House, 88.  
Returned to Senate, 253.  
Enrolled, 264.  
Signed by the President, 270.  
Sent to the Governor, 309.  
Approved by the Governor, 376.

**Senate Bill No. 55—(Legislative Research Committee)**

Senate Bill No. 55. A Bill for an Act to Amend and Reenact Section 65-0109 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Actions Against Third Persons for Injuries Covered by Workmens Compensation.

Introduction, first reading and reference, 32.  
Referred to Committee on Judiciary.  
Reported back, (amended) 86.  
Amendments adopted, 99.  
Second reading, 109.  
To House, 114.  
House amendments, 581.  
Returned to Senate, (amended) 581.  
Senate concurred, 589.  
Final passage, 589.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 56—(Legislative Research Committee)**

Senate Bill No. 56. A Bill for an Act to Amend and Reenact Section 50-0707 of the North Dakota Revised Code of 1943 and Section 50-0734 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to O'd Age Assistance, and Providing for Recovery of Assistance Furnished.

Introduction, first reading and reference, 32.  
Referred to Committee on Social Welfare.  
Reported back, (amended) 86.  
Amendments adopted, 99.  
Second reading, (indefinitely postponed) 110.

**Senate Bill No. 57—(Legislative Research Committee)**

Senate Bill No. 57. A Bill for an Act to Provide Aid to the Permanently and Totally Disabled.

Introduction, first reading and reference, 33.  
Referred to Committee on Finance and Taxation.  
Reported back, (amended) 331.  
Amendments adopted, 359.  
Second reading, 384.  
To House, 394.  
Returned to Senate, 672.  
Enrolled, 742.  
Signed by the President, 743.  
Sent to Governor, 800.

**Senate Bill No. 58—(Legislative Research Committee)**

Senate Bill No. 58. A Bill for an Act to Amend and Reenact Section 14-0909 of the North Dakota Revised Code of 1943, Relating to the Support of Stepchildren.

Introduction, first reading and reference, 33.  
Referred to Committee on Social Welfare.  
Reported back, (indefinitely postponed) 87.

**Senate Bill No. 59—(Legislative Research Committee)**

Senate Bill No. 59. A Bill for an Act to Amend and Reenact Sections 50-0101 and 50-0109 of the North Dakota Revised Code of 1943, Relating to Public Welfare and Providing for Cooperation Between State and County.

Introduction, first reading and reference, 33.  
Referred to Committee on Social Welfare.  
Reported back, (do pass) 87.  
Second reading, (indefinitely postponed) 101.

**Senate Bill No. 60—(Legislative Research Committee)**

Senate Bill No. 60. A Bill for an Act to Amend and Reenact Section 54-2341 of the North Dakota Revised Code of 1943, Relating to Expenditures and Pay Rolls of Institutions under the Control of the State Board of Administration, and Declaring an Emergency.

Introduction, first reading and reference, 33.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 80.  
Second reading, 92.  
To House, 98.  
Returned to Senate, 672.  
Enrolled, 699.  
Signed by the President, 703.  
Sent to the Governor, 788.

**Senate Bill No. 61—(Legislative Research Committee)**

Senate Bill No. 61. A Bill for an Act to Amend and Reenact Section 40-2110 of the 1949 Supplement to the North Dakota Revised Code of 1943 and to Repeal Chapter 16-02 of the North Dakota Revised Code of 1943, Relating to Registration of Voters.

Introduction, first reading and reference, 33.  
Referred to Committee on Political Subdivisions.  
Reported back, (amended) 184.  
Amendments adopted, 212.  
Second reading, 227.  
To House, 247.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 62—(Legislative Research Committee)**

Senate Bill No. 62. A Bill for an Act Assenting to the Provisions of the Act of Congress Entitled "An Act to Provide that the United States Shall Aid the States in Fish Restoration and Management Projects, and for Other Purposes" Approved August 9, 1950.

Introduction, first reading and reference, 33.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 51.

Second reading, 57.  
 To House, 69.  
 Returned to Senate, 149.  
 Enrolled, 168.  
 Signed by the President, 181.  
 Sent to the Governor, 226.  
 Approved by the Governor, 263.

**Senate Bill No. 63—(Legislative Research Committee)**

Senate Bill No. 63. A Bill for an Act to Amend and Reenact Subsection 4 of Section 20-0205 of the North Dakota Revised Code of 1943, Relating to the Powers of the State Game and Fish Commissioner; Authorizing the Taking, Removal, or Destruction of Diseased or Wounded Birds and Animals and Birds and Animals Whose Control, Destruction, or Removal Is Necessary to Efficient Game Management.

Introduction, first reading and reference, 33.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass) 51.  
 Second reading, (lost) 57.

**Senate Bill No. 64—(Legislative Research Committee)**

Senate Bill No. 64. A Bill for an Act to Amend and Reenact Sections 46-0202, 46-0204, 46-0205, 46-0206, 46-0207 of the North Dakota Revised Code of 1943, Section 46-0209 of the North Dakota Revised Code of 1943, as Amended by the Session Laws of 1945, and Sections 46-0213, 46-0301, 46-0302, 46-0307, 46-0315, 46-0401, 46-0403, 46-0404, 46-0410, and 46-0418 of the North Dakota Revised Code of 1943 and to Repeal Sections 46-0303, 46-0304, 46-0309, 46-0312, 46-0313, 46-0314, 46-0316, 46-0317, 46-0406, 46-0409 and 15-2116 of the North Dakota Revised Code of 1943, Relating to State Printing.

Introduction, first reading and reference, 34.  
 Referred to Committee on Judiciary.  
 Reported back, (amended) 169.  
 Amendments adopted, 185.  
 Second reading, 218.  
 To House, 238.  
 House amendments, 710.  
 Returned to Senate, (amended) 710.  
 Conference Committee, 734.  
 Conference Committee report, 778.  
 Enrolled, 801.  
 Signed by the President, 801.  
 Sent to the Governor, 802.

**Senate Bill No. 65—(Legislative Research Committee)**

Senate Bill No. 65. A Bill for an Act to Amend and Reenact Section 27-0602 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries and Expenses of District Court Reporters.

Introduction, first reading and reference, 34.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 116.  
 Second reading, 134.  
 To House, 143.  
 Returned to Senate, 539.

Enrolled, 547.  
Signed by the President, 547.  
Sent to the Governor, 623.  
Approved by the Governor, 671.

**Senate Bill No. 66—(Legislative Research Committee)**

Senate Bill No. 66. A Bill for an Act to Amend and Reenact Section 23-1501 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Fireworks, and Declaring an Emergency.

Introduction, first reading and reference, 34.  
Referred to Committee on General Affairs.  
Reported back, (do pass) 127.  
Second reading, 145.  
To House, 148.  
Returned to Senate, (amended) 540.  
House amendments, 540.  
Senate concurred, 541.  
Final passage, 541.  
Enrolled, 547.  
Signed by the President, 547.  
Sent to the Governor, 623.  
Approved by the Governor, 658.

**Senate Bill No. 67—(Legislative Research Committee)**

Senate Bill No. 67. A Bill for an Act to Amend and Reenact Sections 57-4901, 57-4902, and 57-4903 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Privilege Taxes Imposed on the Holding of Mineral and Oil Rights Severed from the Surface Rights.

Introduction, first reading and reference, 34.  
Referred to Committee on Finance and Taxation.  
Reported back, (without recommendation) 223.  
Second reading, 236.  
To House, 247.  
Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 68—(Legislative Research Committee)**

Senate Bill No. 68. A Bill for an Act to Repeal Section 11-2704 of the North Dakota Revised Code of 1943, Relating to Reservation of Mineral Rights by the Counties.

Introduction, first reading and reference, 34.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 71.  
Second reading, 83.  
To House, 88.  
Returned to Senate, 539.  
Enrolled, 547.  
Signed by the President, 547.  
Sent to the Governor, 623.  
Approved by the Governor, 671.

**Senate Bill No. 69—(Legislative Research Committee)**

Senate Bill No. 69. A Bill for an Act to Amend and Reenact Subsection 2 of Section 43-0209, Subsection 2 of Section 43-0210, and Section 43-0214 of the North Dakota Revised Code of 1943, Relating to Accountants.

Introduction, first reading and reference, 34.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 184.  
Second reading, 215.  
To House, 220.  
House amendments, 758.  
Returned to Senate, (amended) 758.  
Senate concurred, 783.  
Final passage, 783.  
Enrolled, 801.  
Signed by the President, 801.  
Sent to Governor, 802.

**Senate Bill No. 70—(Legislative Research Committee)**

Senate Bill No. 70. A Bill for an Act to Amend and Reenact Section 6-0337 of the North Dakota Revised Code of 1943, Relating to Reserve Fund Requirements of Banking Associations.

Introduction, first reading and reference, 35.  
Referred to Committee on Finance and Taxation.  
Reported back, (with request that it be withdrawn) 71.

**Senate Bill No. 71—(Legislative Research Committee)**

Senate Bill No. 71. A Bill for an Act to Amend and Reenact Section 54-0301 of the North Dakota Revised Code of 1943, Relating to State Legislative Apportionment.

Introduction, first reading and reference, 35.  
Referred to Committee on Political Subdivisions.  
Reported back, (without recommendation) 332.  
Second reading, (lost) 353.

**Senate Bill No. 72—(Legislative Research Committee)**

Senate Bill No. 72. A Bill for an Act to Amend and Reenact Section 36-0205 of the North Dakota Revised Code of 1943, Relating to the Practice of Veterinary Science.

Introduction, first reading and reference, 35.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 71.  
Second reading, 83.  
To House, 88.  
Returned to Senate, 539.  
Enrolled, 547.  
Signed by the President, 547.  
Sent to the Governor, 623.  
Approved by the Governor, 671.

**Senate Bill No. 73—(Legislative Research Committee)**

Senate Bill No. 73. A Bill for an Act to Amend and Reenact Section 40-0505 of the North Dakota Revised Code of 1943, Relating to City and Village Contracts for Electrical Energy or Gas.

Introduction, first reading and reference, 35.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 184.  
Second reading, 215.  
To House, 220.  
Returned to Senate, (amended) 540.

House amendments, 540.  
 Senate concurred, 541.  
 Final passage, 541.  
 Enrolled, 547.  
 Signed by the President, 547.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 74—(Legislative Research Committee)**

Senate Bill No. 74. A Bill for an Act to Amend and Reenact Sections 65-0214, 65-0412, 65-0903 and 65-0904 of the North Dakota Revised Code of 1943 and Sections 65-0404, 65-0405, 65-0509, 65-0511, 65-0513 and 65-1001 of the 1949 Supplement to the North Dakota Revised Code of 1943 and to Repeal Section 65-04051 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation.

Introduction, first reading and reference, 35.  
 Referred to Committee on Labor Relations.  
 Reported back, (amended) 279.  
 Amendments adopted, 303.  
 Second reading, 319.  
 To House, 336.  
 House amendments, 711.  
 Returned to Senate, (amended) 711.  
 Senate concurred, 734.  
 Final passage, 735.  
 Enrolled, 735.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 75—(Senators O'Brien and Duffy)**

Senate Bill No. 75. A Bill for an Act to Amend and Reenact Section 12-2610 of the North Dakota Revised Code of 1943, Relating to the Punishment of Aggravated Assault and Battery.

Introduction, first reading and reference, 35.  
 Referred to Committee on Judiciary.  
 Reported back, (amended) 87.  
 Amendments adopted, 99.  
 Second reading, 110.  
 To House, 114.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 547.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 76—(Senators Day and Duffy)**

Senate Bill No. 76. A Bill for an Act to Repeal Section 29-2406 of the North Dakota Revised Code of 1943, Relating to Time of Motions for New Trial in Criminal Cases.

Introduction, first reading and reference, 35.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 87.  
 Second reading, 101.  
 To House, 106.  
 Returned to Senate, 304.

Enrolled, 315.  
 Signed by the President, 328.  
 Sent to the Governor, 375.  
 Approved by the Governor, 392.

**Senate Bill No. 77—(Senators Day and Duffy)**

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Sections 28-1509 and 28-1510 of the North Dakota Revised Code of 1943, as Amended by Chapter 220 of the Session Laws of 1945, and Section 28-2511 of the North Dakota Revised Code of 1943, Relating to Motions for Directed Verdict, Judgment Notwithstanding the Verdict, or Judgment in Accordance With the Motion for a Directed Verdict and Appeals From Orders Denying Such Motions.

Introduction, first reading and reference, 36.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 151.  
 Second reading, 173.  
 To House, 183.  
 Returned to Senate, 304.  
 Enrolled, 315.  
 Signed by the President, 328.  
 Sent to the Governor, 375.  
 Approved by the Governor, 392.

**Senate Bill No. 78—(Committee on Appropriations)**

Senate Bill No. 78. A Bill for an Act Making an Appropriation to the Board of Administration for Capitol Maintenance, and Declaring an Emergency.

Introduction, first reading and reference, 36.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 55.  
 Second reading, 66.  
 To House, 81.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 547.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 79—(Senators Bjorlie and Duffy)**

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 15-4116 of the North Dakota Revised Code of 1943, Relating to Taxation in Joint High School District.

Introduction, first reading and reference, 36.  
 Referred to Committee on Education.  
 Reported back, (do pass) 80.  
 Second reading, 93.  
 To House, 98.  
 Returned to Senate, 286.  
 Enrolled, 306.  
 Signed by the President, 309.  
 Sent to the Governor, 310.  
 Approved by the Governor, 376.

**Senate Bill No. 80—(Senators Dahl, O'Brien and Duffy)**

Senate Bill No. 80. A Bill for an Act Relating to Filling Vacancies on the No-party Ballot and Repealing Section



16-0807 of the North Dakota Revised Code of 1943, as Amended.

Introduction, first reading and reference, 36.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended) 210.  
 Amendments adopted, 224.  
 Second reading, 237.  
 To House, 247.  
 House amendments, 663.  
 Returned to Senate, (amended) 663.  
 Conference Committee, 664.  
 Conference Committee report, 723.  
 House requests return, 724.  
 To House, 724.  
 House amendments, 730.  
 Returned to Senate amended, 730.  
 Senate concurred, 740.  
 Final passage, 740.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 81—(Senators Torno and Duffy)**

Senate Bill No. 81. A Bill for an Act to Repeal Section 12-2216 and to Amend and Reenact Section 12-2217 of the North Dakota Revised Code of 1943, Relating to Punishment of Offenses Set Forth in Section 12-2214 of the North Dakota Revised Code of 1943, Punishing Prostitution, Lewdness and Assignment.

Introduction, first reading and reference, 36.  
 Referred to Committee on Judiciary.  
 Reported back, (amended) 87.  
 Amendments adopted, 99.  
 Second reading, 110.  
 To House, 114.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 547.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 82—(Committee on Appropriations)**

Senate Bill No. 82. A Bill for an Act Making an Appropriation for the Purchase of Group Hearing Aids for the North Dakota School for the Deaf and Declaring an Emergency.

Introduction, first reading and reference, 36.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 55.  
 Second reading, 75.  
 To House, 81.  
 Returned to Senate, 316.  
 Enrolled, 337.  
 Signed by the President, 335.  
 Sent to the Governor, 375.  
 Approved by the Governor, 392.

**Senate Bill No. 83—(Senator Dahl)**

Senate Bill No. 83. A Bill for an Act Making an Appropriation to Reimburse Griggs County in the Sum of Two Thousand Six Hundred Ninety-nine Dollars and Six Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

Introduction, first reading and reference, 40.

Referred to Committee on Appropriations.

Reported back, (do pass) 64.

Second reading, 75.

To House, 81.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 84—(Senators Reinke and Sauer)**

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 20-0115 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Posting Lands to Prohibit Hunting.

Introduction, first reading and reference, 40.

Referred to Committee on Natural Resources.

Reported back, (do pass) 51.

Second reading, 58, 276.

To House, 69.

Returned to Senate, (amended) 262.

Senate Concurred, 276.

Enrolled, 306.

Signed by the President, 309.

Sent to the Governor, 310.

Approved by the Governor, 376.

**Senate Bill No. 85—(Senators Nordhougen, Duffy and Baverstad)**

Senate Bill No. 85. A Bill for an Act Relating to Release of Oil, Gas and Mineral Leases.

Introduction, first reading and reference, 44.

Referred to Committee on Natural Resources.

Reported back, (do pass) 51.

Second reading, 93.

To House, 98.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 86—(Senators Nelson, Olson, Haag and Reinke)**

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 26-2211 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to State Hail Insurance and Crops Insurable Thereunder, Dates When Coverage on Insured Crops Commences and Terminates, and Declaring an Emergency.

Introduction, first reading and reference, 56.

Referred to Committee on Industry and Business.  
 Re-referred to Committee on Agriculture, 62.  
 Reported back, (do pass) 98.  
 Second reading, 111.  
 Title amended, 113.  
 To House, 127.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 87—(Senators Nelson, Olson, Haag and Reinke)**

Senate Bill No. 87. A Bill for an Act to Amend and Re-enact Section 26-2223 of the North Dakota Revised Code of 1943, Relating to the Amount of Hail Insurance Indemnity and When Losses Allowed, and Declaring an Emergency.

Introduction, first reading and reference, 56.  
 Referred to Committee on Industry and Business.  
 Re-referred to Committee on Agriculture, 62.  
 Reported back, (do pass) 98.  
 Second reading, 125.  
 Title amended, 125.  
 To House, 143.  
 Returned to Senate, (indefinitely postponed) 758.

**Senate Bill No. 88—(Senators Strand, Krenz, Olson and Tornø)**

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Section 39-1269 and to Repeal Section 39-1203 of the North Dakota Revised Code of 1943, Relating to Punishments for Violations of the Size and Weight Restrictions on Motor Vehicles.

Introduction, first reading and reference, 56.  
 Referred to Committee on Transportation.  
 Reported back, (amended) 279, (further amendments) 309.  
 Amendments adopted, 303.  
 Second reading, 319.  
 To House, 336.  
 House amendments, 711.  
 Returned to Senate, (amended) 711.  
 Conference Committee, 735.  
 Conference Committee report, 778.  
 Final passage, 778.  
 Enrolled, 801.  
 Signed by the President, 801.  
 Sent to the Governor, 802.

**Senate Bill No. 89—(Committee on Appropriations)**

Senate Bill No. 89. A Bill for an Act Making an Appropriation for Conversion from Direct to Alternating Current at the State School for the Deaf, and Declaring an Emergency.

Introduction, first reading and reference, 65.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 80.  
 Amendments adopted, 88.  
 Second reading, 102.

To House, 106.  
 Returned to Senate, 530.  
 Enrolled, 532.  
 Signed by the President, 532.  
 Sent to the Governor, 560.  
 Approved by the Governor, 597.

**Senate Bill No. 90—(Senator Rue)**

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Section 57-4601 of the North Dakota Revised Code of 1943, Relating to Income Tax Exemptions of Persons Serving in the Armed Forces or in the Merchant Marine of the United States.

Introduction, first reading and reference, 65.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (amended) 127.  
 Amendments adopted, 143.  
 Second reading, 155.  
 To House, 158.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 653.  
 Approved by the Governor, 695.

**Senate Bill No. 91—(Senators Leno, Haug and Geelan)**

Senate Bill No. 91. A Bill for an Act to Protect Blind or Incapacitated Pedestrians; Requiring Vehicles to Come to a Full Stop in Certain Cases; Restricting the Use of Certain Colored Cones by Other Pedestrians, and Providing a Penalty.

Introduction, first reading and reference, 65.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass) 151.  
 Second reading, 174.  
 To House, 183.  
 Returned to Senate, 530.  
 Enrolled, 532.  
 Signed by the President, 532.  
 Sent to the Governor, 560.  
 Approved by the Governor, 597.

**Senate Bill No. 92—(Senator Streibel)**

Senate Bill No. 92. A Bill for an Act to Repeal Chapter 147 of the 1947 Session Laws, as Amended by Chapter 157 of the 1949 Session Laws, and Chapter 159 of the 1949 Session Laws, Constituting Chapter 15-53 of the 1949 Supplement, Relating to School District Reorganization.

Introduction, first reading and reference, 65.  
 Referred to Committee on Education.  
 Reported back, (on calendar) 142.  
 Withdrawn, 188.

**Senate Bill No. 93—(Senator Streibel)**

Senate Bill No. 93. A Bill for an Act Authorizing Cities and Villages to Levy Certain Taxes and to Impose Certain Licenses in Addition to Those Now Permitted by Law.

Introduction, first reading and reference, 65.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended) 230.  
 Amendments adopted, 244.  
 Second reading, 258.  
 To House, 286.  
 Returned to Senate, (indefinitely postponed) 689.

**Senate Bill No. 94—(Senators Stucke, Foss and Duffy)**

Senate Bill No. 94. A Bill for an Act to Amend and Reenact Section 43-1502 of the North Dakota Revised Code of 1943, Relating to Exemptions under the Chapter of Pharmacists, and to Amend and Reenact Section 43-1514 of the North Dakota Revised Code of 1943, Relating to Drugs, Poisons, Medicines, Chemicals; and Who May Have the Right to Sell the Same.

Introduction, first reading and reference, 72.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed) 338.  
 Action on report laid over, 338.  
 Withdrawn, 360.

**Senate Bill No. 95—(Senators Rue and Nordhougen)**

Senate Bill No. 95. A Bill for an Act to Amend and Reenact Subsection 6 of Section 26-0104, and to Amend and Reenact Section 26-0108 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading and reference, 72.  
 Referred to Committee on Industry and Business.  
 Reported back, (without recommendation) 185.  
 Floor amendments, 219.  
 Second reading, 219.  
 To House, 238.  
 House amendments, 759.  
 Returned to Senate, (amended) 759.  
 Senate concurred, 781.  
 Final passage, 782.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 96—(Senator Coghlan)**

Senate Bill No. 96. A Bill for an Act Requiring All Persons Purchasing Intoxicating Liquors at Retail in This State to Procure a Permit and Forbidding Sale by Retailers to One Without a Permit, Fixing the Charge for Same and Providing a Penalty for Noncompliance.

Introduction, first reading and reference, 81.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed) 314.

**Senate Bill No. 97—(Senator Fraser)**

Senate Bill No. 97. A Bill for an Act Authorizing the State Board of Higher Education to Sell and Convey Lots One Hundred and Eighteen and One Hundred and Nineteen, Lake Metigoshe Park, Township 164 North, Range 75 West, and Declaring an Emergency.

Introduction, first reading and reference, 81.  
 Referred to Committee on General Affairs.  
 Reported back, (do pass) 128.  
 Second reading, 146.  
 To House, 148.  
 Returned to Senate, 672.  
 Enrolled, 699.  
 Signed by the President, 703.  
 Sent to the Governor, 788.

**Senate Bill No. 98—**(Senators Day, Knudson, Shure and Duffy)

Senate Bill No. 98. A Bill for an Act to Amend and Reenact Sections 27-0202 and 27-0503 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of Judges of the Supreme Court and District Courts.

Introduction, first reading and reference, 82.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 87.  
 Second reading, 125.  
 To House, 143.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President 547.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 99—**(Senators Shure, Fetton, Morgan, Rue, Day, Geelan, Duffy, Bridston, Schrock, Sandness and Pyle).

Senate Bill No. 99. A Bill for an Act to Provide Public Revenue To Be Used for the Maintenance of City and Village Governments by Imposing Separate and Additional Taxes upon All Sales at Wholesale of Alcoholic Beverages, Other than Malt Beverages, Containing More than Four Percent of Alcohol by Weight; to Provide for the Collection of Such Taxes and the Distribution and Use of the Revenue Derived Therefrom; to Prohibit Tax Avoidance; Providing a Penalty and Declaring an Emergency.

Introduction, first reading and reference, 82.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (indefinitely postponed) 469.

**Senate Bill No. 100—**(Senators Anderson, Morgan, Nordhogen and Duffy)

Senate Bill No. 100. A Bill for an Act to Amend and Reenact Sections 24-0204, 39-0201 and 39-0203 of the North Dakota Revised Code of 1943, Relating to the Registrar of Motor Vehicles.

Introduction, first reading and reference, 82.  
 Referred to Committee on Transportation.  
 Reported back, (do pass) 169.  
 Second reading, 192.  
 To House, 209.  
 Returned to Senate, 661.  
 Enrolled, 684.  
 Signed by the President, 684.  
 Sent to the Governor, 800.

**Senate Bill No. 101—(Committee on Education)**

Senate Bill No. 101. A Bill for an Act to Amend and Reenact Subdivision of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement Annuities for Teachers Under the Teachers Insurance and Retirement Fund, and Declaring an Emergency.

Introduction, first reading and reference, 88.  
 Referred to Committee on Education.  
 Reported back, (do pass) 230.  
 Second reading, 239.  
 To House, 267.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 672.

**Senate Bill No. 102—(Senators Baeverstad, Work and Nordhøugen)**

Senate Bill No. 102. A Bill for an Act to Amend and Reenact Section 24-02192 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Reconstruction Work on Secondary State Highways and Declaring an Emergency.

Introduction, first reading and reference, 88.  
 Referred to Committee on Transportation.  
 Reported back, (do pass) 260.  
 Floor amendments, 288.  
 Second reading, 288.  
 To House, 305.  
 Returned to Senate, 661.  
 Enrolled, 684.  
 Signed by the President, 684.  
 Sent to the Governor, 800.

**Senate Bill No. 103—(Senator Day)**

Senate Bill No. 103. A Bill for an Act to Amend and Reenact Section 52-0921 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Refunds From the State Old Age Survivor Insurance Trust Fund.

Introduction, first reading and reference, 89.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed) 451.

**Senate Bill No. 104—(Senators Day, Duffy, Klusmann, Knudson, Morgan, Rue and Shure)**

Senate Bill No. 104. A Bill for an Act Assessing and Levying Upon All Sales of Motor Vehicle Fuel, a Special Tax of One Cent Per Gallon, in Addition to All Other Taxes, and Appropriating Proceeds of Such Special Tax to the State Highway Department Construction Fund for the Construction and Reconstruction of State Highways, and Providing a Penalty, and Declaring an Emergency.

Introduction, first reading and reference, 89.  
 Referred to Committee on Finance and Taxation.  
 Re-referred to Committee on Finance and Taxation, 320.

Reported back, (without recommendation) 223, (amended) 365.

Amendments adopted, 376.  
 Second reading, 393.  
 To House, 429.  
 House amendments, 711.  
 Returned to Senate, (amended) 711.  
 Senate concurred, 735.  
 Second reading, 735.  
 Emergency clause lost, 736.  
 Reconsidered, 753.  
 Final passage, 753.  
 Emergency clause carried, 754.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 105—(Senator Olson)**

Senate Bill No. 105. A Bill for an Act to Amend and Reenact Section 19-0230 of the North Dakota Revised Code of 1943, Relating to the Suspension of the Requirement Provisions of Title 19 of the North Dakota Revised Code of 1943 and Amendments Thereto.

Introduction, first reading and reference, 89.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 230.  
 Second reading, 240.  
 To House, 267.  
 Returned to Senate, (indefinitely postponed) 672.

**Senate Bill No. 106—(Senators Baeverstad, Strand and Geelan)**

Senate Bill No. 106. A Bill for an Act to Amend and Reenact Sections 15-5318 and 15-5320 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Elections on School District Reorganization Plans.

Introduction, first reading and reference, 89.  
 Referred to Committee on Education.  
 Reported back, (do pass) 142.  
 Second reading, 179.  
 To House, 183.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 107—(Senator Coghlan)**

Senate Bill No. 107. A Bill for an Act to Amend and Reenact Subsection 4 of Section 21-0301 of the North Dakota Revised Code of 1943, Defining Value of Taxable Property and Assessed Valuation in Relation to Bond Issues by Political Subdivisions.

Introduction, first reading and reference, 89.  
 Referred to Committee on Finance and Taxation.  
 Re-referred to Committee on Education, 113.  
 Reported back, (amended) 368.  
 Amendments adopted, 391.



Second reading, 413.  
 To House, 429.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 108—(Senators Nordhougen and Page)**

Senate Bill No. 108. A Bill for an Act to Amend and Reenact Subsection M of Section 52-0920 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Coverage Under the State Old Age and Survivors Insurance System.

Introduction, first reading and reference, 99.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 170.  
 Second reading, 192.  
 To House, 209.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 548.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 109—(Senators Schrock, Geelan, Baeverstad and Fetton)**

Senate Bill No. 109. A Bill for an Act Relating to City or Village Levies of Not to Exceed Two Mills for Fire Department Equipment Reserve Funds, and Providing for Approval of Such Levy by the Electors.

Introduction, first reading and reference, 99.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended) 210.  
 Amendments adopted, 224.  
 Second reading, 237.  
 To House, 247.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 548.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 110—(Senators Schoeder, Freed, Reinke and Pyle)**

Senate Bill No. 110. A Bill for an Act to Amend and Reenact Section 12-2115 of the North Dakota Revised Code of 1943, Relating to Acts of Sabbath Breaking.

Introduction, first reading and reference, 99.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 170.  
 Second reading, 193.  
 To House, 209.  
 Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 111—(Senators Dahl, Spiekermeier, Sandness, Morgan and Thomas)**

Senate Bill No. 111. A Bill for an Act to Amend and Reenact Section 15-5602 of the 1949 Supplement to the North

**Dakota Revised Code of 1943, Relating to Tuition for Elementary Pupils Attending School in Other Districts or Other States.**

Introduction, first reading and reference, 108.  
Referred to Committee on Education.  
Reported back, (do pass) 230.  
Second reading, 240.  
To House, 267.  
Returned to Senate, (indefinitely postponed) 556.

**Senate Bill No. 112—(Committee on Appropriations)**

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the Tag and Sign Plant and the Coffin Factory at the State Penitentiary.

Introduction, first reading and reference, 109.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 142.  
Second reading, 156.  
To House, 158.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 113—(Senators Olson, Schoeder and Wahlund)**

Senate Bill No. 113. A Bill for an Act to Amend and Reenact Section 19-1012 of the North Dakota Revised Code of 1943 Providing for Specifications for Diesel Fuel.

Introduction, first reading and reference, 109.  
Referred to Committee on Agriculture.  
Reported back, (amended) 301.  
Floor amendments to amendments, 314.  
Amendments adopted, 314.  
Second reading, 329.  
To House, 363.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Request return from Governor, 668.  
Returned by Governor, 670.  
Reconsidered, 691.  
Indefinitely postponed, 691.

**Senate Bill No. 114—(Senator Morgan)**

Senate Bill No. 114. A Bill for an Act to Amend and Reenact Section 37-1807 of the 1949 Supplement to the North Dakota Revised Code of 1943. Relating to the Salary of the Commissioner of Veterans Affairs.

Introduction, first reading and reference, 109.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass) 151.  
Second reading, 180.  
To House, 183.  
Returned to Senate, 253.

Enrolled, 264.  
Signed by the President, 270.  
Sent to the Governor, 309.  
Approved by the Governor, 376.

**Senate Bill No. 115**—(Senators Shure, Rue and Sandness)

Senate Bill No. 115. A Bill for an Act to Amend and Reenact Sections 57-3902 and 57-3925 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Sales Tax, and to Make Such Tax Part of the Permanent Law of This State.

Introduction, first reading and reference, 109.  
Referred to Committee on Finance and Taxation.  
Referred back to Committee on Finance and Taxation, 140.  
Reported back, (without recommendation) 128, (indefinitely postponed) 355.

**Senate Bill No. 116**—(Senator Troxel)

Senate Bill No. 116. A Bill for an Act Authorizing the Bank of North Dakota to Make Loans for the Purpose of Financing the Improvement, Expansion and Construction of Telephone Facilities.

Introduction, first reading and reference, 109.  
Referred to Committee on Agriculture.  
Re-referred to Committee on Industry and Business, 220.  
Reported back, (do pass) 185.  
Second reading, 215.  
Reconsidered, 220.  
Reported back, (indefinitely postponed) 355.

**Senate Bill No. 117**—(Senators Olson, Leno, Anderson and Pyle)

Senate Bill No. 117. A Bill for an Act to Amend and Reenact Subsections 1, 2 and 3 of Section 39-1204 of the North Dakota Revised Code of 1943, as Amended, Relating to Width, Height, and Length Limitations on Motor Vehicles.

Introduction, first reading and reference, 116.  
Referred to Committee on Transportation.  
Reported back, (amended) 355.  
Amendments adopted, 372.  
Second reading, 388.  
To House, 408.  
House amendments, 663.  
Returned to Senate, (amended) 663.  
Senate concurred, 664.  
Final passage, 665.  
Enrolled, 699.  
Signed by the President, 703.  
Sent to the Governor, 788.

**Senate Bill No. 118**—(Senators Day, Leno and Shure)

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Section 48-0202 of the North Dakota Revised Code of 1943, Relating to Erection, Repair, or Improvement of Buildings of Public Institutions or Political Subdivisions of the State.

Introduction, first reading and reference, 116.  
 Referred to Committee on State and Federal Government.  
 Withdrawn, 217.

**Senate Bill No. 119—(Senators Day, Duffy, Page and Shure)**

Senate Bill No. 119. A Bill for an Act to Amend and Reenact Sections 2 and 3 of Chapter 206 of the 1949 Session Laws of the State of North Dakota, Pertaining to the Retirement of Supreme Court and District Court Judges, and Declaring an Emergency.

Introduction, first reading and reference, 116.  
 Referred to Committee on Judiciary.  
 Reported back, (amended) 230.  
 Amendments adopted, 245.  
 Second reading, 258.  
 To House, 286.  
 House amendments, 663.  
 Returned to Senate, (amended) 663.  
 Senate concurred, 665.  
 Final passage, 665.  
 Enrolled, 684.  
 Signed by the President, 684.  
 Sent to the Governor, 800.

**Senate Bill No. 120—(Senators Reinke, Olson and Troxel)**

Senate Bill No. 120. A Bill for an Act to Amend and Reenact Subsection 3 of Section 19-0701, 19-0702, 19-0708 and 19-0711 of the North Dakota Revised Code of 1943, Relating to the Licensing and Regulations Governing the Sale of Eggs.

Introduction, first reading and reference, 117.  
 Referred to Committee on Agriculture.  
 Reported back, (indefinitely postponed) 231.

**Senate Bill No. 121—(Senators Duffy and Sandness)**

Senate Bill No. 121. A Bill for an Act to Amend and Reenact Subsections 1, 2, 3, and 4 of Section 6-0602, Sections 6-0606, Subsection 7 of Section 6-0612, 6-0613, 6-0626 and 6-0630 of the North Dakota Revised Code of 1943, and Sections 6-0604 and 6-0608 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Credit Unions; Providing for the Manner of Managing, the Method of the Amendment of the Certificate of Organization or By-laws, the Powers of Credit Unions, the Supervision of Credit Unions, the Duties, Election and Compensation of Officers, and Providing for Dividends, Voluntary Liquidation, and the Amount and Manner of Establishing Special Reserves for Delinquent Loans and Investments.

Introduction, first reading and reference, 117.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass) 355.  
 Second reading, 384.  
 To House, 394.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 122—(Senators Pyle and Shure)**

Senate Bill No. 122. A Bill for an Act to Amend and Reenact Sections 61-1602 and 61-1615 of the 1949 Supplement to the North Dakota Revised Code of 1943, Being Sections 2 and 15 of Chapter 348 of the Session Laws of 1949, Relating to the Petitioning for the Creation of Water Conservation and Flood Control Districts, Levying of Taxes for District Expenses, and the Financing of Improvements by Special Assessments; and Declaring an Emergency.

Introduction, first reading and reference, 117.

Referred to Committee on General Affairs.

Reported back, (do pass) 280.

Second reading, 311.

To House, 336.

Returned to Senate, (indefinitely postponed) 758.

**Senate Bill No. 123—(Senators Bjorlie, Duffy and Page)**

Senate Bill No. 123. A Bill for an Act to Amend and Reenact Section 3 of Chapter 215, 1945 Session Laws, Relating to Standard Fire Insurance Policies.

Introduction, first reading and reference, 117.

Referred to Committee on Industry and Business.

Reported back, (do pass) 185.

Second reading, 216.

To House, 220.

Returned to Senate, 672.

Enrolled, 700.

Signed by the President, 703.

Sent to the Governor, 789.

**Senate Bill No. 124—(Senators Geelan and Blume)**

Senate Bill No. 124. A Bill for an Act to Amend and Reenact Section 34-0113 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Time Limit for Action to Recover Overtime or Premium Pay or Penalties on Wages Required or Authorized by any Statute.

Introduction, first reading and reference, 117.

Referred to Committee on Labor Relations.

Reported back, (do pass) 316.

Second reading, 350.

To House, 363.

Returned to Senate, 580.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 695.

**Senate Bill No. 125—(Senators Troxel, Geelan and Blume)**

Senate Bill No. 125. A Bill for an Act to Amend and Reenact Section 5-0123 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Hours of Sale of Alcoholic Beverages and Providing a Penalty for Violation Thereof.

Introduction, first reading and reference, 129.

Referred to Committee on Social Welfare.

Reported back, (do pass) 314.

Second reading, (lost) 330.

**Senate Bill No. 126—(Senators Anderson, Dewing, Geelan, and Reinke)**

Senate Bill No. 126. A Bill for an Act to Amend and Reenact Section 40-0602 of the North Dakota Revised Code of 1943 and to Repeal Section 40-0812 of the North Dakota Revised Code of 1943, Relating to Meetings of the Governing Bodies of Cities and Villages; Requiring That Such Meetings Be Public and Providing for Publication of Official Proceedings.

Introduction, first reading and reference, 129.  
Referred to Committee on Political Subdivisions.  
Reported back, (amended) 355.  
Amendments adopted, 372.  
Floor amendments, 399.  
Second reading, 399.  
Title amended, 399.  
To House, 429.  
Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 127—(Committee on Finance and Taxation)**

Senate Bill No. 127. A Bill for an Act Appropriating the Sum of Five Hundred Eighteen Thousand, Eight Hundred Dollars to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Introduction, first reading and reference, 129.  
Referred to Committee on Finance and Taxation.  
Re-referred to Committee on Appropriations, 211.  
Reported back, (do pass) 243.  
Second reading, 268.  
To House, 286.  
Returned to Senate, 530.  
Enrolled, 532.  
Signed by the President, 532.  
Sent to the Governor, 560.  
Approved by the Governor, 597.

**Senate Bill No. 128—(Committee on Finance and Taxation)**

Senate Bill No. 128. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Introduction, first reading and reference, 130.  
Referred to Committee on Finance and Taxation.  
Re-referred to Committee on Appropriations, 211.  
Reported back, (amended) 243.  
Amendments adopted, 262.  
Second reading, 289.  
To House, 305.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 129—(Committee on Finance and Taxation)**

Senate Bill No. 129. A Bill for an Act Appropriating Surplus Funds of the North Dakota Mill and Elevator Association to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Introduction, first reading and reference, 130.

Referred to Committee on Finance and Taxation.

Re-referred to Committee on Appropriations, 211.

Reported back, (do pass) 243.

Second reading, 268.

To House, 286.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 130—(Committee on Finance and Taxation)**

Senate Bill No. 130. A Bill for an Act Transferring Three Hundred Thousand Dollars From the Veterans' Aid Fund to the Special Fund in the State Treasury Established for the Purpose of Paying Adjusted Compensation to North Dakota Veterans of World War II, and Declaring an Emergency.

Introduction, first reading and reference, 130.

Referred to Committee on Veterans and Military Affairs.

Re-referred to Committee on Finance and Taxation, 140.

Re-referred to Committee on Appropriations, 211.

Reported back, (do pass) 243.

Second reading, 269.

To House, 286.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 131—(Senators O'Brien and Spiekermeier)**

Senate Bill No. 131. A Bill for an Act to Amend and Reenact Section 5-0602 of the 1949 Supplement to the North Dakota Revised Code of 1943; Prohibiting Manufacturers or Wholesalers of Beer or Alcohol or Alcoholic Beverages from Subsidizing Retailers, and Declaring an Emergency.

Introduction, first reading and reference, 143.

Referred to Committee on Social Welfare.

Reported back, (indefinitely postponed) 314.

**Senate Bill No. 132—(Senator Solberg)**

Senate Bill No. 132. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the Attorney General Inspector License Fund.

Introduction, first reading and reference, 144.

Referred to Committee on Appropriations.

Reported back, (do pass) 211.

Second reading, 228.  
To House, 247.  
Returned to Senate, 530.  
Enrolled, 532.  
Signed by the President, 532.  
Sent to the Governor, 560.  
Approved by the Governor, 597.

**Senate Bill No. 133—(Committee on Appropriations)**

Senate Bill No. 133. A Bill for an Act Declaring the Construction of the Garrison Dam to Affect the Public Interest and Making an Appropriation to Assist in Meeting Expenses of Law Enforcement Arising by Reason of the Construction of the Garrison Dam.

Introduction, first reading and reference, 144.  
Referred to Committee on Appropriations.  
Re-referred to Committee on Appropriations, 320.  
Reported back, (amended) 280, (amended) 440.  
Amendments adopted, 303, 456.  
Second reading, 468.  
To House, 482.  
House amendments, 759.  
Returned to Senate, (amended) 759.  
Senate concurred, 782.  
Final passage, 783.  
Enrolled, 801.  
Signed by the President, 801.  
Sent to the Governor, 802.

**Senate Bill No. 134—(Senator Knudson)**

Senate Bill No. 134. A Bill for an Act to Repeal Section 58-0503 of the North Dakota Revised Code of 1943, Relating to Township Officers.

Introduction, first reading and reference, 144.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 170.  
Second reading, 194.  
To House, 209.  
Returned to Senate, 672.  
Enrolled, 700.  
Signed by the President, 703.  
Sent to the Governor, 789.

**Senate Bill No. 135—(Senator Knudson)**

Senate Bill No. 135. A Bill for an Act to Repeal Chapter 39-15 of the North Dakota Revised Code of 1943, Relating to the Guest Law.

Introduction, first reading and reference, 144.  
Referred to Committee on Judiciary.  
Returned to Senate, 425.  
Withdrawn, 425.

**Senate Bill No. 136—(Senators Duffy and Pyle)**

Senate Bill No. 136. A Bill for an Act to Amend and Reenact Section 24-1206 of the North Dakota Revised Code of 1943, Relating to Injuries to Highways or Bridges; Requiring Permission Before Injuring, and Providing a Penalty.



**Introduction, first reading and reference, 144.**  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 151.  
 Second reading, 180.  
 To House, 183.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 548.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 137.—(Senators Olson and Rue)**

Senate Bill No. 137. A Bill for an Act to Amend and Reenact Section 40-5308 of the North Dakota Revised Code of 1943, Relating to Election on Question of Dissolution of Village; When Dissolution Effective; Disposal of Property, and Declaring an Emergency.

**Introduction, first reading and reference, 144.**  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass) 260.  
 Second reading, 289.  
 To House, 305.  
 Returned to Senate, 530.  
 Enrolled, 532.  
 Signed by the President, 532.  
 Sent to the Governor, 560.  
 Approved by the Governor, 670.

**Senate Bill No. 138—(Senators Olson and Rue)**

Senate Bill No. 138. A Bill for an Act Providing for Municipal Election to Determine Disposition of Municipal Assets Where Property Is Being Taken Under Eminent Domain or Purchase by the United States Government and to Authorize Such Governing Body to Contract with the United States Government for Replacement of Existing Improvements upon Site Determined at such Election, and Declaring an Emergency.

**Introduction, first reading and reference, 144.**  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass) 280.  
 Second reading, 311.  
 To House, 336.  
 Returned to Senate, 530.  
 Enrolled, 532.  
 Signed by the President, 532.  
 Sent to the Governor, 560.  
 Approved by the Governor, 670.

**Senate Bill No. 139—(Senator Krenz)**

Senate Bill No. 139. A Bill for an Act to Amend and Reenact Section 37-1003 of the North Dakota Revised Code of 1943, Relating to Powers and Duties of the Board of Armory Supervisors.

**Introduction, first reading and reference, 145.**  
 Referred to Committee on Judiciary.  
 Re-referred to Committee on Veterans and Military Affairs, 256.  
 Reported back, (do pass) 281.

Second reading, 300.  
 To House, 316.  
 Returned to Senate, 581.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 140—(Senators Bridston and Rue)**

Senate Bill No. 140. A Bill for an Act to Amend and Reenact Section 40-2216 of the North Dakota Revised Code of 1943, Relating to Improvements to Be Paid for by Service Charges, and Declaring an Emergency.

Introduction, first reading and reference, 145.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 231.  
 Second reading, 241.  
 To House, 267.  
 Returned to Senate, 539.  
 Enrolled, 547.  
 Signed by the President, 548.  
 Sent to the Governor, 623.  
 Approved by the Governor, 671.

**Senate Bill No. 141—(Senators Bridston and Rue)**

Senate Bill No. 141. A Bill for an Act to Amend and Reenact Sections 40-5401, 40-5410 and 40-5411 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Gravel Surfacing City Streets.

Introduction, first reading and reference, 145.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 231.  
 Second reading, 241.  
 To House, 267.  
 Returned to Senate, (indefinitely postponed) 540.

**Senate Bill No. 142—(Senator Reinke)**

Senate Bill No. 142. A Bill for an Act Relating to Non-resident Hunting License.

Introduction, first reading and reference, 145.  
 Referred to Committee on Natural Resources.  
 Reported back, (without recommendation) 245.  
 Second reading, 269.  
 To House, 286.  
 Returned to Senate, (indefinitely postponed) 690.

**Senate Bill No. 143—(Senators Morgan and Streibel)**

Senate Bill No. 143. A Bill for an Act to Amend and Reenact Chapter 54-13 and Section 54-1814 of the North Dakota Revised Code of 1943, as Amended, Relating to Examination and Audit of State Agencies.

Introduction, first reading and reference, 153.  
 Referred to Committee on State and Federal Government.  
 Reported back, (indefinitely postponed) 260.

**Senate Bill No. 144—(Senators Morgan and Streibel)**

Senate Bill No. 144. A Bill for an Act to Amend and Reenact Section 25-0205 of the 1949 Supplement to the

**North Dakota Revised Code of 1943, Relating to Officers of the State Hospital.**

Introduction, first reading and reference, 153.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended) 260.  
 Amendments adopted, 283.  
 Second reading, 300.  
 To House, 316.  
 Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 145—(Senators Morgan and Streibel)**

Senate Bill No. 145. A Bill for an Act to Amend and Reenact Sections 15-5304 and to Repeal Section 15-5303 and 15-5305 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Reorganization of School Districts.

Introduction, first reading and reference, 153.  
 Referred to Committee on Education.  
 Reported back, (amended) 425.  
 Amendments adopted, 442.  
 Second reading, 459.  
 To House, 482.  
 Returned to Senate, 581.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 146—(Senators Morgan and Streibel)**

Senate Bill No. 146. A Bill for an Act Relating to Use of Motor Vehicles Employed in State Service; Providing for the Pooling of Such Motor Vehicles; Authorizing the Governor to Require the Cooperation of All State Departments, Institutions, Agencies, and Officers; and Providing for the Appointment of a Commissioner to Administer the Provisions of This Act; and Providing for the Making of Such Rules and Regulations, and Declaring an Emergency.

Introduction, first reading and reference, 153.  
 Referred to Committee on Transportation.  
 Reported back, (without recommendation) 356.  
 Second reading, (lost) 377.

**Senate Bill No. 147—(Committee on Appropriations)**

Senate Bill No. 147. A Bill for an Act Making an Appropriation of \$5,000,000.00 for the Purpose of Matching Federal Funds Allocated or To Be Allocated to the State of North Dakota for the Purpose of Construction and Reconstruction of the Public Highways and Bridges Within the State.

Introduction, first reading and reference, 154.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 211.  
 Second reading, 393.  
 To House, 429.  
 House amendments, 674.  
 Returned to Senate, (amended) 674.  
 Senate concurred, 688.  
 Final passage, 688.

Enrolled, 700.  
Signed by the President, 703.  
Sent to the Governor, 789.

**Senate Bill No. 148—(Senators Fraser, Blume, Troxel, Sandness, Schoeder, Welander, Reinke and Coghlan)**

Senate Bill No. 148. A Bill for an Act to Amend and Reenact Section 26-2223 and Section 26-2224 of the North Dakota Revised Code of 1943; and Section 26-22241 and 26-2222 of the 1949 Supplement to the North Dakota Revised Code of 1943; Relating to State Hail Insurance; Amount of Indemnity Coverage and Hail Insurance Indemnity Tax Levy, and Declaring an Emergency.

Introduction, first reading and reference, 154.  
Referred to Committee on Agriculture.  
Re-referred to Committee on Agriculture, 225.  
Reported back, (do pass) 185, (amended) 245.  
Amendments adopted, 262.  
Floor amendments, 290.  
Second reading, 290.  
Title amended, 290.  
To House, 316.  
House amendments, 760.  
Returned to Senate, (amended) 760.  
Senate concurred, 784.  
Final passage, 784.  
Enrolled, 801.  
Signed by the President, 801.  
Sent to the Governor, 802.

**Senate Bill No. 149—(Senator Knudson)**

Senate Bill No. 149. A Bill for an Act Providing for the Sale, Manner of Sale, and Manner of Conveyance of Real Property Whenever Title Thereto Is Held in the Name of the State, Providing Limits of Application of Act and Declaring an Emergency.

Introduction, first reading and reference, 154.  
Referred to Committee on Judiciary.  
Reported back, (amended) 301.  
Amendments adopted, 314.  
Second reading, 330.  
To House, 363.  
Returned to Senate, 581.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 695.

**Senate Bill No. 150—(Senator Knudson)**

Senate Bill No. 150. A Bill for an Act to Amend and Reenact Section 32-1704 of the North Dakota Revised Code of 1943; Relating to Actions for the Determination of Adverse Claims, and Providing That Where the State Is Designated a Party Defendant the Adverse Claim of the State Shall Be Set Forth in the Complaint.

Introduction, first reading and reference, 154.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 302.

**Senate Bill No. 151—(Senators Knudson, Spiekermeier, Kusler and Haag)**

Senate Bill No. 151. A Bill for an Act Relating to the Defense of Public Peace Officers and Declaring an Emergency.

Introduction, first reading and reference, 154.

Referred to Committee on Judiciary.

Reported back, (amended) 389.

Amendments adopted, 407.

Second reading, 424.

To House, 447.

Returned to Senate, 581.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 695.

**Senate Bill No. 152—(Senators Blume, Strand, Troxel and Torno)**

Senate Bill No. 152. A Bill for an Act Providing for the Foreclosure of Conditional Sale Contracts and Prohibiting Forfeiture of Buyer's Equity; Prohibiting Taking Possession of Property Under Such Conditional Sale Contract Without Due Process of Law; Outlawing Contracts Made Contrary Thereto; Imposing Damages, Including Punitive, for Violation.

Introduction, first reading and reference, 154.

Referred to Committee on Judiciary.

Withdrawn, 170.

**Senate Bill No. 153—(Senator Stucke)**

Senate Bill No. 153. A Bill for an Act to Amend and Reenact Section 15-2701 of the North Dakota Revised Code of 1943, Relating to the Establishment of Special School Districts in Cities, Villages or Municipalities; and Declaring an Emergency.

Introduction, first reading and reference, 155.

Referred to Committee on Education.

Reported back, (amended) 231.

Amendments adopted, 245.

Second reading, 270.

To House, 286.

Returned to Senate, 581.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 695.

**Senate Bill No. 154—(Senators Duffy and Spiekermeier)**

Senate Bill No. 154. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Licensing of Retail Sales of Alcoholic Beverages and Declaring an Emergency.

Introduction, first reading and reference, 155.

Referred to Committee on Social Welfare.

Reported back, (do pass) 338.

Second reading, 361.  
 Emergency lost, 362.  
 To House, 376.  
 Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 155—(Senator Bridston)**

Senate Bill No. 155. A Bill for an Act to Provide for the Refund of Motor Vehicle Fuel Taxes Upon That Portion of Such Motor Vehicle Fuel Which Is Used in Commercial Vehicles Upon Streets of the Cities and Villages Where Such Commercial Activities Are Carried on and Not Used on Any State or Federal Aid Highway, and to Establish the Basis for Determining the Portion of Such Motor Vehicle Fuel So Used.

Introduction, first reading and reference, 155.  
 Referred to Committee on Finance and Taxation.  
 Returned to Senate, 313.  
 Withdrawn, 314.

**Senate Bill No. 156—(Senators Bridston and Streibel)**

Senate Bill No. 156. A Bill for an Act to Provide for the Creation of a North Dakota State Flag Commission, Defining Its Powers and Duties.

Introduction, first reading and reference, 155.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 231.  
 Second reading, 242.  
 To House, 267.  
 Returned to Senate, 581.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695. •

**Senate Bill No. 157—(Senators Krenz and Sauer)**

Senate Bill No. 157. A Bill for an Act to Amend and Reenact Sections 58-0405 and 58-0407 of the North Dakota Revised Code of 1943, Relating to Township Meetings and Elections.

Introduction, first reading and reference, 170.  
 Referred to Committee on Judiciary.  
 Reported back, (without recommendation) 281.  
 Second reading, (lost) 312.

**Senate Bill No. 158—(Senator Sauer)**

Senate Bill No. 158. A Bill for an Act to Amend and Reenact Section 20-0604 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Creel Limit on Protected Fish and the Size of Protected Fish that May Be Taken.

Introduction, first reading and reference, 170.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass) 247.  
 Second reading, 272.  
 To House, 305.  
 House amendments, 581.  
 Returned to Senate, (amended) 581.

Senate concurred, 585.  
 Final passage, 585.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 159—(Senator Bridston)**

Senate Bill No. 159. A Bill for an Act to Amend and Reenact Section 15-4311 of the North Dakota Revised Code of 1943, Relating to Textbooks in the Public Schools and State Educational Institutions.

Introduction, first reading and reference, 171.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 231.  
 Reconsidered, (on calendar) 233.  
 Floor amendments, 247.  
 Second reading, 247.  
 Title amended, 248.  
 To House, 267.  
 House amendments, 712.  
 Returned to Senate, (amended) 712.  
 Senate concurred, 736.  
 Final passage, 736.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 160—(Senators Shure and Bridston)**

Senate Bill No. 160. A Bill for an Act to Amend and Reenact Subsection 7 of Section 7-0208 of the North Dakota Revised Code of 1943, Relating to the Making of Loans by Building and Loan Associations.

Introduction, first reading and reference, 171.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass) 356.  
 Second reading, 377.  
 To House, 394.  
 Returned to Senate, 672.  
 Enrolled, 700.  
 Signed by the President, 703.  
 Sent to the Governor, 789.

**Senate Bill No. 161—(Senators Shure and Day)**

Senate Bill No. 161. A Bill for an Act to Amend and Reenact Subdivision c of Subsection 2 of Section 56-0104 of the North Dakota Revised Code of 1943, Relating to the Order of Succession to Property: Providing that Where the Decedent Leaves No Issue, and Both the Father and Mother Are Dead, and the Estate Does not Exceed Forty Thousand Dollars, the Whole of the Estate Goes to the Surviving Husband or Wife.

Introduction, first reading and reference, 171.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 232.  
 Second reading, 248.  
 To House, 267.  
 House amendments, 663.

**Returned to Senate (amended) 663.**

Senate concurred, 666.

Final passage, 666.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 162—(Senators Troxel, Luick and Krenz)**

Senate Bill No. 162. A Bill for an Act to Amend and Reenact Section 54-0316 of the North Dakota Revised Code of 1943, Appropriating for Legislative Expense.

Introduction, first reading and reference, 171.

Referred to Committee on Appropriations.

Reported back, (indefinitely postponed) 232.

**Senate Bill No. 163—(Senators O'Brien, Reinke, Bilden and Welander)**

Senate Bill No. 163. A Bill for an Act to Amend and Reenact Section 50-0113, of the North Dakota Revised Code of 1943, Providing for Reimbursement of County Where Poor Person Is a Nonresident, and Declaring an Emergency.

Introduction, first reading and reference, 171.

Referred to Committee on Social Welfare.

Reported back, (amended) 243.

Amendments adopted, 262.

Second reading, 290.

To House 305.

House amendments 712.

Returned to Senate (amended) 712.

Senate concurred 737.

Final passage 737.

Enrolled 789.

Signed by the President 790.

Sent to the Governor, 792.

**Senate Bill No. 164—(Senators Dewing, Haag and Wahlund)**

Senate Bill No. 164. A Bill for an Act for the Adoption of Article V of the Amendments to the Constitution of the United States as State Law; Affording Persons Charged With Crime in State Courts Same Protection as in Federal Courts; Evidence, Admissions or Confessions Procured in Violation of This Act Shall Be Inadmissible in Any State Court; State Courts Shall Follow Construction of the Supreme Court of the United States.

Introduction, first reading and reference, 171.

Referred to Committee on Judiciary.

Reported back, (amended) 405.

Amendments adopted, 427.

Second reading, 438.

To House, 462.

Returned to Senate, 661.

Enrolled, 681.

Signed by the President, 681.

Sent to the Governor, 800.

**Senate Bill No. 165—(Senators Luick, Troxel, Haag, Krenz and Kusler)**

Senate Bill No. 165. A Bill for an Act to Amend and Reenact Sections 63-0305 and 63-0306 of the 1949 Supplement



to the North Dakota Revised Code of 1943, Relating to Cutting Weeds on County and Township Highways.

Introduction, first reading and reference, 171.

Referred to Committee on Agriculture.

Reported back, (do pass) 314.

Second reading, 339.

To House, 363.

Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 166—(Senator Day)**

Senate Bill No. 166. A Bill for an Act to Amend and Reenact Section 20-0904 of the North Dakota Revised Code of 1943, Relating to Sale Collection and Transportation of Protected Animals and Game Birds and Eggs.

Introduction, first reading and reference, 172.

Referred to Committee on Judiciary.

Re-referred to Committee on Natural Resources, 256.

Reported back, (do pass) 360.

Second reading, 383.

To House, 394.

House amendments, 712.

Returned to Senate, (amended) 712.

Senate concurred, 737.

Final passage, 737.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 167—(Senators Morgan and Day)**

Senate Bill No. 167. A Bill for an Act to Amend and Reenact Section 26-1410 of the North Dakota Revised Code of 1943, Relating to the Method of Voting by Proxy of Mutual Insurance Company.

Introduction, first reading and reference, 172.

Referred to Committee on Judiciary.

Reported back, (indefinitely postponed) 389.

**Senate Bill No. 168—(Senators Morgan and Day)**

Senate Bill No. 168. A Bill for an Act to Amend and Reenact Section 26-0819 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to the By-laws of Mutual Insurance Companies.

Introduction, first reading and reference, 172.

Referred to Committee on Judiciary.

Reported back, (do pass) 260.

Second reading, 291.

To House, 305.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 169—(Senators Morgan and Day)**

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 26-1416 of the North Dakota Revised Code of 1943, Relating to Reserve Funds and Mutual Insurance Companies.

Introduction, first reading and reference, 172.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass) 356.  
**Second reading, 378.**  
 To House, 394.  
 Returned to Senate, 672.  
 Enrolled, 700.  
 Signed by the President, 703.  
 Sent to the Governor, 789.

**Senate Bill No. 170—(Senators Dahl, Spiekermeier, Sauer and Sandness)**

Senate Bill No. 170. A Bill for an Act Relating to the Establishment of a State Radio Broadcasting System; Purchasing of Equipment; Radio Receiving and Transmitting Sets for State Owned Automobiles, State Penitentiary and Other Places; Operation, and Declaring an Emergency.

Introduction, first reading and reference, 172.  
 Referred to Committee on State and Federal Government.  
 Reported back, (re-referred to Appropriations) 232, (amended, 451.  
 Amendments adopted, 470.  
 Second reading, 478.  
 To House, 485.  
 Returned to Senate, 672.  
 Enrolled, 700.  
 Signed by the President, 703.  
 Sent to the Governor, 789.

**Senate Bill No. 171—(Senators Day and Streibel)**

Senate Bill No. 171. A Bill for an Act to Amend and Reenact Section 39-04041 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License Registration of Motor Vehicles Owned by Disabled Veterans Receiving Vehicles Under Public Law 663.

Introduction, first reading and reference, 172.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (amended) 281.  
 Amendments adopted, 303.  
 Second reading, 320.  
 To House, 336.  
 Returned to Senate, 581.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by the Governor, 695.

**Senate Bill No. 172—(Senators Reinke and Knudson)**

Senate Bill No. 172. A Bill for an Act to Amend and Reenact Section 51-0513 of the North Dakota Revised Code of 1943, Relating to Nonresident Auctioneers.

Introduction, first reading and reference, 172.  
 Referred to Committee on General Affairs.  
 Reported back, (amended) 281.  
 Amendments adopted, 303.  
 Second reading, 320.  
 To House, 336.  
 Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 173—(Senator Duffy)**

Senate Bill No. 173. A Bill for an Act to Amend and Reenact Section 49-1833 of the North Dakota Revised Code of 1943, Relating to Insurance of Common and Contract Motor Carriers.

- Introduction, first reading and reference, 188.
- Referred to Committee on Transportation.
- Reported back, (do pass) 356.
- Second reading, 378, 380.
- Reconsidered, 380.
- To House, 394.
- Returned to Senate, (indefinitely postponed) 672.

**Senate Bill No. 174—(Senators Bridston and Rue)**

Senate Bill No. 174. A Bill for an Act to Amend and Reenact Sections 40-2206 and 40-2207 of the North Dakota Revised Code of 1943, Relating to City Making Improvements in Conjunction With Highway Department or County, and Declaring an Emergency.

- Introduction, first reading and reference, 188.
- Referred to Committee on State and Federal Government.
- Reported back, (do pass) 269.
- Second reading, (lost) 291.

**Senate Bill No. 175—(Senators Shure and Knudson)**

Senate Bill No. 175. A Bill for an Act Relating to the Destruction of Court Files in the State of North Dakota for the Recovery of Money Only, Which Files Are Older Than Twenty Years.

- Introduction, first reading and reference, 188.
- Referred to Committee on Judiciary.
- Reported back, (without recommendation) 368.
- Second reading, (lost) 389.

**Senate Bill No. 176—(Senator Duffy)**

Senate Bill No. 176. A Bill for an Act to Amend and Reenact Section 12-3857 of the North Dakota Revised Code of 1943, Relating to the Use of False Tokens.

- Introduction, first reading and reference, 188.
- Referred to Committee on Judiciary.
- Reported back, (do pass) 232.
- Second reading, 249.
- To House, 267.
- Returned to Senate, 581.
- Enrolled, 595.
- Signed by the President, 596.
- Sent to the Governor, 658.
- Approved by Governor, 672.

**Senate Bill No. 177—(Senators Strand and Anderson)**

Senate Bill No. 177. A Bill for an Act to Amend and Reenact Section 49-1408 of the North Dakota Revised Code of 1943, Relating to the Stopping of Passenger Trains at County Seats.

- Introduction, first reading and reference, 188.
- Referred to Committee on Transportation.
- Reported back, (indefinitely postponed) 356.

**Senate Bill No. 178—(Senators Streibel, Sandness, Troxel and Pyle)**

Senate Bill No. 178. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1949 Supplement to the North Dakota Revised Code of 1943 and Section 40-5108 of the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits, and Declaring an Emergency.

Introduction, first reading and reference, 188.

Referred to Committee on General Affairs.

Reported back, (amended) 425.

Amendments adopted, 442.

Floor amendments, 460.

Second reading, 460.

To House, 482.

Returned to Senate, 758.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate B'H No. 179—(Senators Day, Duffy and Knudson)**

Senate Bill No. 179. A Bill for an Act to Amend and Reenact Section 47-1902 of the North Dakota Revised Code of 1943 Relating to the Recording of Instruments.

Introduction, first reading and reference, 188.

Referred to Committee on Judiciary.

Reported back, (do pass) 281.

Second reading, 306.

To House, 316.

Returned to Senate, 540.

Enrolled, 547.

Signed by the President, 548.

Sent to the Governor, 623.

Approved by the Governor, 671.

**Senate Bill No. 180—(Senators Day, Duffy and Knudson)**

Senate Bill No. 180. A Bill for an Act to Amend and Reenact Section 47-1906 of the North Dakota Revised Code of 1943 Relating to Recording Death Certificates and to Evidence of Termination of Estates and Interests in Real Property.

Introduction, first reading and reference, 189.

Referred to Committee on Judiciary.

Reported back, (do pass) 281.

Second reading, 312.

To House, 336.

Returned to Senate, 540.

Enrolled, 547.

Signed by the President, 548.

Sent to the Governor, 623.

Approved by the Governor, 672.

**Senate Bill No. 181—(Senator Day)**

Senate Bill No. 181. A Bill for an Act to Amend and Reenact Sections 57-4106, 57-4107, 57-4108, 57-4110, 57-4111, 57-4112, and 57-4117 of the North Dakota Revised Code of 1943, and Sections 57-4809, 57-4810, 57-4811, and 57-4812

of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Motor Vehicle Fuel Taxes.

Introduction, first reading and reference, 189.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 314.  
 Second reading, (amended) 348.  
 To House, 363.  
 Returned to Senate, 672.  
 Enrolled, 742.  
 Signed by the President, 743.  
 Sent to the Governor, 800.

**Senate Bill No. 182—(Senator Geelan)**

Senate Bill No. 182. A Bill for an Act to Amend and Reenact Section 49-1605 of the North Dakota Revised Code of 1943, Declaring Void Certain Contracts Exempting Railroad Corporations From Liability.

Introduction, first reading and reference, 189.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 469.  
 Second reading, 478.  
 To House, 485.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 183—(Senators Schoeder and Leno)**

Senate Bill No. 183. A Bill for an Act to Amend and Reenact Section 15-2703 of the North Dakota Revised Code of 1943, Relating to the Organization of Special School Districts, and Declaring an Emergency.

Introduction, first reading and reference, 189.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 369.

**Senate Bill No. 184—(Senators Dahl, Sandness, Welander, Krenz and Fraser)**

Senate Bill No. 184. A Bill for an Act Authorizing Municipal Liquor Stores.

Introduction, first reading and reference, 189.  
 Referred to Committee on Social Welfare.  
 Reported back, (without recommendation) 356.  
 Withdrawn, 379.

**Senate Bill No. 185—(Senators Morgan and Streibel)**

Senate Bill No. 185. A Bill for an Act Relating to the Hours During Which All Agencies, Departments, and Offices Occupying Space in the State Capitol Building Shall Remain Open for Business; Providing That the Board of Administration Shall Control and Prescribe Such Hours.

Introduction, first reading and reference, 189.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass) 356.  
 Second reading, 379.  
 To House, 394.  
 Returned to Senate, (indefinitely postponed) 638.

**Senate Bill No. 186—(Senators Duffy and Page)**

Senate Bill No. 186. A Bill for an Act Relating to Securities; Creating a New Body of Law and Providing for the Administration Thereof, and Repealing Chapter 10-04 of the North Dakota Revised Code of 1943, as Amended.

Introduction, first reading and reference, 189.  
 Referred to Committee on Industry and Business.  
 Ordered printed, 360.  
 Reported back, (do pass) 441.  
 Second reading, 466.  
 To House, 482.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 187—(Senator Knudson)**

Senate Bill No. 187. A Bill for an Act to Amend and Reenact Section 1-0117 of the Revised Code of the State of North Dakota, Defining Degrees of Negligence.

Introduction, first reading and reference, 198.  
 Referred to Committee on Judiciary.  
 Returned to Senate, 425.  
 Withdrawn, 425.

**Senate Bill No. 188—(Senators Bridston and Shure)**

Senate Bill No. 188. A Bill for an Act to Amend and Reenact Sections 40-1005 and 40-1006 of the North Dakota Revised Code of 1943 Relating to the City Manager Plan of Government.

Introduction, first reading and reference, 198.  
 Referred to Committee on Political Subdivisions.  
 Re-referred to Committee on Political Subdivisions, 425.  
 Reported back, (amended) 405, (amended) 441.  
 Amendments adopted, 456.  
 Second reading, 468.  
 To House, 482.  
 Returned to Senate, 672.  
 Enrolled, 742.  
 Signed by the President, 743.  
 Sent to the Governor, 800.

**Senate Bill No. 189—(Senator Schrock)**

Senate Bill No. 189. A Bill for an Act to Amend and Reenact Subdivisions c and d of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Repeal Subdivision b of Subsection 2 of Section 15-3928 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Teachers Retirement.

Introduction, first reading and reference, 198.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 260.

**Senate Bill No. 190—(Senators Day, Fetton and Rue)**

Senate Bill No. 190. A Bill for an Act to Empower Counties Within Which There is Located a City or Cities

**Having a Population in Excess of Five Thousand to Provide for the Establishment of Districts or Zones\* Within the Area Within Three Miles of the Corporate Limits of Such City or Cities, and to Regulate Within Such Zones or Districts the Use or Uses of Land, the Height, the Area, the Size and the Location of Buildings, the Required Open Spaces for Light and Ventilation for Such Buildings and the Density of Population, and to Provide Penalties and Remedies for Violations Thereof.**

Introduction, first reading and reference, 198.

Referred to Committee on Political Subdivisions.

Reported back, (do pass) 369.

Second reading, 408.

To House, 430.

Returned to Senate, (indefinitely postponed) 742.

**Senate Bill No. 191—(Senator Krenz)**

Senate Bill No. 191. A Bill for an Act to Amend and Reenact Sections 36-0503, 36-0504 and 36-0509 of the North Dakota Revised Code of 1943, Relating to Livestock Sales Rings.

Introduction, first reading and reference, 199.

Referred to Committee on Agriculture.

Reported back, (amended) 356, (further amendments) 372.

Amendments adopted, 372.

Floor amendments, 397.

Second reading, 357.

To House, 430.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 192—(Senators Shure and Rue)**

Senate Bill No. 192. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be Use for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; Establishing a Lien for the Payment of Such Tax; to Fix Fines and Penalties for the Violation of the Provisions of This Act.

Introduction, first reading and reference, 199.

Referred to Committee on Finance and Taxation.

Reported back, (without recommendation) 302.

Second reading, 321.

To House, 336.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 193—(Senators Coghlan, Leno, Strand, Spiek-  
ermeier and Rue)**

Senate Bill No. 193. A Bill for an Act to Amend and Reenact Subsections 1 and 3 of Section 39-1204 of the North

Dakota Revised Code of 1943, as Amended by Subsection 3 of Section 39-1204 of the 1949 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading and reference, 199.  
 Referred to Committee on Transportation.  
 Reported back, (do pass) 357.  
 Second reading, 379.  
 To House, 394.  
 Returned to Senate, (indefinitely postponed) 661.

**Senate Bill No. 194—(Senator Reinke)**

Senate Bill No. 194. A Bill for an Act to Amend and Reenact Section 19-0215 of the North Dakota Revised Code of 1943, Regulating the Sale of Lard and Lard Substitutes and Providing for a Tax on Lard Substitutes.

Introduction, first reading and reference, 199.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass) 132.  
 Floor amendments, 249.  
 Second reading, (lost) 249.

**Senate Bill No. 195—(Senators Baeverstad and Geelan)**

Senate Bill No. 195. A Bill for an Act to Amend and Reenact Subsection 1 of Section 15-5317 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Powers and Duties of the State Committee of School District Reorganization.

Introduction, first reading and reference, 199.  
 Referred to Committee on Education.  
 Reported back, (amended) 426.  
 Amendments adopted, 442.  
 Second reading, 461.  
 To House, 482.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by Governor, 672.

**Senate Bill No. 196—(Senators Baeverstad and Geelan)**

Senate Bill No. 196. A Bill for an Act to Amend and Reenact Section 15-5308 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Additional Salary of the County Superintendents in Connection With School District Reorganization.

Introduction, first reading and reference, 199.  
 Referred to Committee on Education.  
 Reported back, (do pass) 426.  
 Second reading, 439.  
 To House, 462.  
 Returned to Senate, 672.  
 Enrolled, 700.  
 Signed by the President, 703.  
 Sent to the Governor, 789.

**Senate Bill No. 197—(Committee on Appropriations)**

Senate Bill No. 197. A Bill for an Act Relating to the Civil Defense; Providing for the Establishment of a Civil



Defense Council Headed by the Governor; Setting Out the Powers and Duties of Such Council and the Governor; Providing for the Termination of the Act at the End of the Present National Emergency; Making an Appropriation; Repealing Chapter 37-17 of the North Dakota Revised Code of 1943; and Declaring an Emergency.

Introduction, first reading and reference, 200.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Appropriations, 235.

Reported back, (do pass and re-referred) 235, (do pass 243.

Second reading, 313.

To House, 336.

House amendments, 712.

Returned to Senate, (amended) 712.

Senate concurred, 738.

Final passage, 738.

Enrolled, 801.

Signed by the President, 801.

Sent to the Governor, 802.

**Senate Bill No. 198—(Senators Dahl, Sandness and Strand)**

Senate Bill No. 198. A Bill for an Act to Amend and Reenact Section 15-5304 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Compensation of State Committee Members of School District Reorganization.

Introduction, first reading and reference, 200.

Referred to Committee on Education.

Reported back, (indefinitely postponed) 426.

**Senate Bill No. 199—(Senators Dahl, Sandness and Sauer)**

Senate Bill No. 199. A Bill for an Act to Amend and Reenact Section 15-5307 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Compensation of County Committees for School District Reorganization.

Introduction, first reading and reference, 200.

Referred to Committee on Education.

Reported back, (do pass) 426.

Second reading, 439.

To House, 462.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 684.

Sent to the Governor, 800.

**Senate Bill No. 200—(Senators Dahl and Sandness)**

Senate Bill No. 200. A Bill for an Act Providing for Loans to Blind Persons to Enable Such Persons to Become Established in Self Sustaining Occupations; Providing for a Board for Vocational Assistance to Blind Persons and for a Vocational Assistance to the Blind Revolving Loan Fund and Making an Appropriation.

Introduction, first reading and reference, 200.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Appropriations, 261.

Reported back, (re-referred) 261.

Withdrawn, 376.

**Senate Bill No. 201—(Senators Freed and Duffy)**

Senate Bill No. 201. A Bill for an Act Relating to the Minimum Standards for the Inspection, Sanitation, and Distribution of Meat and Meat Products Within the State of North Dakota; Providing for the Inspection of Establishments Engaged in the Production of Meat and Meat Products for Human Consumption by the State Livestock Sanitary Board; Providing for the Free Course of Trade Between the Various Municipalities Within the State of the Products Governed by This Regulation; and Declaring an Emergency.

Introduction, first reading and reference, 200.

Referred to Committee on Social Welfare.

Reported back, (amended) 338, (further amendments) 360.

Amendments adopted, 360.

Second reading, 383.

To House, 394.

House amendments, 714.

Returned to Senate, (amended) 714.

Conference Committee, 738.

Conference Committee report, 779.

Final passage, 779.

Enrolled, 801.

Signed by the President, 801.

Sent to the Governor, 802.

**Senate Bill No. 202—(Committee on Agriculture)**

Senate Bill No. 202. A Bill for an Act to Require a Certification of Public Convenience and Necessity To Be Obtained by an Applicant for a License to Operate a Livestock Sales Ring or Market, Providing Requirements of Application and Showing To Be Made, Notice of Hearing and Hearing, Providing License Fee, and Repealing Section 36-0503 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading and reference, 200.

Referred to Committee on Agriculture.

Reported back, (amended) 429.

Amendments adopted, 443.

Second reading, 465.

To House, 482.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 203—(Senators Page, Nordhougen and Duffy)**

Senate Bill No. 203. A Bill for an Act to Create Subsections 26 and 27 of Section 52-0101 of the North Dakota Revised Code of 1943, and Creating Subsections 5, 6, 7 and 8 of Section 52-0406 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation.

Introduction, first reading and reference, 201.

Referred to Committee on Labor Relations.

Reported back, (amended) 332.

Amendments adopted, 359.

Second reading, 380.

To House, 394.

Senate requests return, 562.  
 Returned to Senate, 579.  
 Reconsidered, 580.  
 Withdrawn, 580.

**Senate Bill No. 204—(Committee on Appropriations)**

Senate Bill No. 204. A Bill for an Act to Amend and Reenact Sections 4-0121, 26-0103, 49-0103, 54-0704, 54-0905, 54-1010, 54-1113 of the North Dakota Revised Code of 1943, and Section 54-1211 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of State Officers.

Introduction, first reading and reference, 201.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 261.  
 Second reading, 292.  
 To House, 305.  
 Returned to Senate, 672.  
 Enrolled, 700.  
 Signed by the President, 703.  
 Sent to the Governor, 789.

**Senate Bill No. 205—(Senator Morgan)**

Senate Bill No. 205. A Bill for an Act to Divide the State of North Dakota Into Two Congressional Districts, and Defining the Boundaries of Each of Said Congressional Districts.

Introduction, first reading and reference, 201.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (without recommendation) 334.  
 Second reading, (lost) 354.  
 Reconsidered, 364.  
 Lost, 364.

**Senate Bill No. 206—(Senator Reinke)**

Senate Bill No. 206. A Bill for an Act Relating to the Relocation of the North Dakota State School for the Blind.

Introduction, first reading and reference, 201.  
 Referred to Committee on General Affairs.  
 Returned to Senate, 425.  
 Withdrawn, 425.

**Senate Bill No. 207—(Committee on State and Federal Government)**

Senate Bill No. 207. A Bill for an Act to Ratify and Approve the Compact Between the States of Montana, North Dakota, and Wyoming; Providing for an Equitable Apportionment of the Waters in the Yellowstone River Basin Among Said States.

Introduction, first reading and reference, 201.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 261.  
 Second reading, 294.  
 To House, 305.  
 Returned to Senate, 661.  
 Enrolled, 684.  
 Signed by the President, 684.

House requests return, 746.  
 Reconsidered, 746.  
 To House, 746.  
 Returned to Senate, (amended) 760.  
 House amendments, 760.  
 Senate concurred, 784.  
 Final passage, 785.  
 Enrolled, 801.  
 Signed by President, 801.  
 Sent to the Governor, 802.

**Senate Bill No. 208—(Senators Pyle and Luick)**

Senate Bill No. 208. A Bill for an Act Relating to Township Road and Drainage Construction.

Introduction, first reading and reference, 201.  
 Referred to Committee on Transportation.  
 Reported back, (do pass) 357.  
 Second reading, 381.  
 To House, 394.  
 Returned to Senate, 580.  
 Enrolled, 595.  
 Signed by the President, 596.  
 Sent to the Governor, 658.  
 Approved by Governor, 672.

**Senate Bill No. 209—(Senator Day)**

Senate Bill No. 209. A Bill for an Act to Amend and Reenact Section 57-4012 of the North Dakota Revised Code of 1943, Relating to Use Tax Imposed on Motor Vehicles.

Introduction, first reading and reference, 201.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 357.  
 Second reading, 381.  
 To House, 394.  
 Returned to Senate, (indefinitely postponed) 742.

**Senate Bill No. 210—(Senator Day)**

Senate Bill No. 210. A Bill for an Act Making an Appropriation to the Public Utility Valuation Fund and Declaring an Emergency.

Introduction, first reading and reference, 202.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 334.  
 Second reading, 354.  
 To House, 376.  
 Returned to Senate, 540.  
 Enrolled, 547.  
 Signed by the President, 548.  
 Sent to the Governor, 623.  
 Approved by the Governor, 695.

**Senate Bill No. 211—(Senators Day, Duffy, Knudson and Shure)**

Senate Bill No. 211. A Bill for an Act to Amend and Reenact Section 30-0208 of the North Dakota Revised Code of 1943, Relating to Contents and Form of Citations in Probate Proceedings.

Introduction, first reading and reference, 202.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 232.  
 Second reading, 272.  
 To House, 305.  
 Returned to Senate, 742.  
 Enrolled, 789.  
 Signed by the President, 790.  
 Sent to the Governor, 792.

**Senate Bill No. 212—(Senator Schrock)**

Senate Bill No. 212. A Bill for an Act to Amend and Reenact Section 26-03391 of the 1949 Supplement to the North Dakota Revised Code of 1943 Invalidating Any Provision in Any Accident or Sickness Insurance Policy or Contracts Issued by Any Cooperative, Mutual or Other Pre-paid Doctor or Hospital Health Plan Denying the Insured the Right, in Case of Accident or Sickness to Consult or Employ the Doctor, or to Enter the Hospital or Sanitarium of His Choice; and Requiring the Insurance Company or Any Cooperative, Mutual or Other Pre-paid Doctor or Hospital Health Plan Issuing the Policy or Agreement to Recognize a Proof of Claim Certified by Such Doctor or Hospital.

Introduction, first reading and reference, 202.  
 Referred to Committee on Judiciary.  
 Reported back, (on calendar) 390.  
 Second reading, 413.  
 Reconsidered, 424.  
 Lost, 451.

**Senate Bill No. 213—(Senator Rue)**

Senate Bill No. 213. A Bill for an Act to Amend and Reenact Section 26-0324 of the North Dakota Revised Code of 1943, Relating to Suicide, and Providing When Suicide Shall Not Be a Defense to a Life Insurance Policy.

Introduction, first reading and reference, 202.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed) 282.

**Senate Bill No. 214—(Senators Nelson, Fetton, Solberg, Shure and Duffy)**

Senate Bill No. 214. A Bill for an Act to Amend and Reenact Section 61-0901 and Section 61-0903 of the North Dakota Revised Code of 1943, Relating to the Assessment of Lands in Irrigation Districts.

Introduction, first reading and reference, 202.  
 Referred to Committee on Agriculture.  
 Reported back, (without recommendation) 405.  
 Withdrawn, 430.

**Senate Bill No. 215—(Senators Nelson, Fetton, Solberg, Shure and Duffy)**

Senate Bill No. 215. A Bill for an Act to Amend and Reenact Section 61-0507 and Section 61-0513 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to the Organization and Establishment of an Irrigation District.

Introduction, first reading and reference, 202.  
 Referred to Committee on Agriculture.  
 Reported back, (without recommendation) 405.  
 Indefinitely postponed, 430.

**Senate Bill No. 216**—(Senators Nelson, Feton, Solberg, Shure and Duffy)

Senate Bill No. 216. A Bill for an Act to Amend and Reenact Section 61-0520 of the North Dakota Revised Code of 1943, Relating to Appeals to the District Court from Orders and Decisions of State Engineer Involving Irrigation Districts.

Introduction, first reading and reference, 203.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass) 406.  
 Indefinitely postponed, 430.  
 Reconsidered, 431.  
 Second reading, 431.  
 To House, 447.  
 Returned to Senate, 661.  
 Enrolled, 684.  
 Signed by the President, 684.  
 Sent to the Governor, 800.

**Senate Bill No. 217**—(Senators Nelson, Feton, Solberg, Shure and Duffy)

Senate Bill No. 217. A Bill for an Act to Amend and Reenact Section 61-0733 of the North Dakota Revised Code of 1943, Relating to Appeals to the District Court from Orders, Acts or Decisions of the Board of Irrigation Districts.

Introduction, first reading and reference, 203.  
 Referred to Committee on General Affairs.  
 Re-referred to Committee on Agriculture, 306.  
 Reported back, (do pass) 406.  
 Second reading, 431.  
 To House, 447.  
 House amendments, 689.  
 Returned to Senate, (amended) 689.  
 Senate concurred, 690.  
 Final passage, 690.  
 Enrolled, 700.  
 Signed by the President, 704.  
 Sent to the Governor, 789.

**Senate Bill No. 218**—(Senators Nelson, Feton, Solberg, Shure and Duffy)

Senate Bill No. 218. A Bill for an Act to Amend and Reenact Section 61-1002 and Section 61-1006 of the North Dakota Revised Code of 1943, Relating to Inclusion and Exclusion of Lands from Irrigation Districts.

Introduction, first reading and reference, 203.  
 Referred to Committee on Agriculture.  
 Reported back, (without recommendation) 406.  
 Indefinitely postponed, 432.

**Senate Bill No. 219**—(Senators Pyle and Shure)

Senate Bill No. 219. A Bill for an Act to Amend and Reenact Section 21-0104 of the North Dakota Revised Code

of 1943, Relating to the Issuance of Warrants for Current Expenses.

Introduction, first reading and reference, 203.

Referred to Committee on Judiciary.

Reported back, (do pass) 302.

Second reading, 321.

To House, 336.

Returned to Senate, (indefinitely postponed) 742.

**Senate Bill No. 220—(Senators Fraser, Duffy, Schoeder and Torno)**

Senate Bill No. 220. A Bill for an Act Relating to Reservations of Minerals; Providing That Where the State Derives Title to Lands and Reconveys Such Lands to the Same Person from Whom the States Title was Derived, the Conveyance Shall Be Made Free of Any Reservation of Minerals, and Providing for the Release of Reservations Made Subsequent to January 1, 1939.

Introduction, first reading and reference, 203.

Referred to Committee on General Affairs.

Reported back, (do pass) 314.

Second reading, 349.

To House, 363.

House amendments, 582.

Returned to Senate, (amended) 582.

Senate concurred, 589.

Final passage, 589.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 695.

**Senate Bill No. 221—(Senator Day)**

Senate Bill No. 221. A Bill for an Act Creating a Research and Advertising Fund and Authorizing the Collection of a Fee on Potatoes Being Shipped or Transported.

Introduction, first reading and reference, 203.

Referred to Committee on Transportation

Returned to Senate, 387.

Withdrawn, 387.

**Senate Bill No. 222—(Senator Day)**

Senate Bill No. 222. A Bill for an Act Relating to Drains and Drainage Projects, Permitting the Use of Road and Highway Ditches for Drainage Purposes and Providing for Court Review and Other Proceedings, and Declaring an Emergency.

Introduction, first reading and reference, 203.

Referred to Committee on Judiciary.

Reported back, (amended) 302.

Amendments adopted, 314.

Second reading, (amended) 349.

To House, 363.

Returned to Senate, 580.

Enrolled, 595.

Signed by the President, 596.

Sent to the Governor, 658.

Approved by the Governor, 747.

**Senate Bill No. 223—(Senators Geelan and Rue)**

Senate Bill No. 223. A Bill for an Act to Amend and Reenact Sections 65-0601, 65-0602, 65-0603 and 65-0604 of the North Dakota Revised Code of 1943, Declaring Volunteer Firemen and Civil Defense Workers to Be Employees of the Counties and Municipalities Which They Serve, and Entitled to the Protection of the Workmen's Compensation Laws of the State; Defining the Term "Volunteer Firemen and Civil Defense Workers"; Fixing the Basis of Payment of Benefits Out of the Workmen's Compensation Fund and the Method of Making Assessments of Premiums Against Counties and Municipalities; and Declaring an Emergency.

Introduction, first reading and reference, 204.

Referred to Committee on Political Subdivisions.

Reported back, (indefinitely postponed) 406.

**Senate Bill No. 224—(Senator Dahl)**

Senate Bill No. 224. A Bill for an Act to Amend and Reenact Section 54-2348 of the North Dakota Revised Code of 1943, Relating to Erection, Repair, or Improvement of Buildings, Grounds, or Properties of the Institutions Under the Control of the Board of Administration.

Introduction, first reading and reference, 204.

Referred to Committee on General Affairs.

Withdrawn, 224.

**Senate Bill No. 225—(Senators Bridston and Rue)**

Senate Bill No. 225. A Bill for an Act to Amend and Reenact Section 40-2307 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Assessment of Benefits.

Introduction, first reading and reference, 204.

Referred to Committee on State and Federal Government.

Reported back, (do pass) 261.

Second reading, 294.

To House, 305.

Returned to Senate, (indefinitely postponed) 556.

**Senate Bill No. 226—(Senator Nordhougen)**

Senate Bill No. 226. A Bill for an Act Relating to Moneys Collected for Licenses on Amusement Devices; Providing for the Deposit of All Such Moneys in the General Fund in the State Treasury; Amending and Reenacting Section 53-0407 of the North Dakota Revised Code of 1943; Appropriating Moneys Now in the Special Fund to the General Fund, and Declaring an Emergency.

Introduction, first reading and reference, 204.

Referred to Committee on Finance and Taxation.

Re-referred to Committee on Appropriations, 244.

Reported back, (do pass and re-referred) 244, (amended) 452.

Amendments adopted, 470.

Second reading, 479.

To House, 485.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.



**Senate Bill No. 227—(Senator Nordhougen)**

Senate Bill No. 227. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Auto Transportation Fund to the Credit of the Highway Operating Fund in the State Treasury, and Declaring an Emergency.

Introduction, first reading and reference, 204.

Referred to Committee on Appropriations.

Reported back, (do pass) 244.

Second reading, 273.

To House, 305.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 228—(Senator Nordhougen)**

Senate Bill No. 228. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Mill and Elevator Bond Payment Fund to the General Fund of the State of North Dakota, and Declaring an Emergency.

Introduction, first reading and reference, 204.

Referred to Committee on Appropriations.

Reported back, (do pass) 244.

Second reading, 273.

To House, 305.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 229—(Senator Nordhougen)**

Senate Bill No. 229. A Bill for an Act to Appropriate and Provide for the Transfer of a Part of the Unappropriated Surplus Now in the Mill and Elevator Interest Fund to the General Fund of the State of North Dakota, and Declaring an Emergency.

Introduction, first reading and reference, 205.

Referred to Committee on Appropriations.

Reported back, (do pass) 244.

Second reading, 274.

To House, 305.

Returned to Senate, 530.

Enrolled, 532.

Signed by the President, 532.

Sent to the Governor, 560.

Approved by the Governor, 597.

**Senate Bill No. 230—(Senator Day)**

Senate Bill No. 230. A Bill for an Act Relating to Procedure of the Public Service Commission in Processing Applications for Rate Increases.

Introduction, first reading and reference, 205.

Referred to Committee on Judiciary.

Reported back, (amended) 470.  
 Amendments adopted, 471.  
 Second reading, 479.  
 To House, 485.  
 Returned to Senate, (indefinitely postponed) 672.

**Senate Bill No. 231—(Senators Freed and Rue)**

Senate Bill No. 231. A Bill for an Act Relating to Emergency Powers of Governing Bodies of Cities, and Declaring an Emergency.

Introduction, first reading and reference, 205.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (indefinitely postponed) 406.

**Senate Bill No. 232—(Senators O'Brien, Wahlund, Day Spiekermeier and Geelan)**

Senate Bill No. 232. A Bill for an Act to Provide for Conciliation in Labor Disputes.

Introduction, first reading and reference, 205.  
 Referred to Committee on Labor Relations.  
 Reported back, (amended) 453.  
 Amendments adopted, 470.  
 Second reading, (lost) 480.

**Senate Bill No. 233—(Senators Dahl and Schrock)**

Senate Bill No. 233. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Licenses for the Retail Sale of Liquor.

Introduction, first reading and reference, 205.  
 Referred to Committee on Social Welfare.  
 Re-referred to Committee on Political Subdivisions, 245.  
 Reported back, (indefinitely postponed) 357.

**Senate Bill No. 234—(Senator Bridston)**

Senate Bill No. 234. A Bill for an Act to Amend and Reenact Sections 57-1517 of the 1949 Supplement to the North Dakota Revised Code of 1943 and 57-1902 of the North Dakota Revised Code of 1943, Relating to Deposit and Investment of School District Building and Special Reserve Funds.

Introduction, first reading and reference, 205.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (amended) 357.  
 Amendments adopted, 372.  
 Second reading, 398.  
 To House, 430.  
 House amendments, 663.  
 Returned to Senate, (amended) 663.  
 Senate concurred, 666.  
 Final passage, 666.  
 Enrolled, 684.  
 Signed by the President, 684.  
 Sent to the Governor, 800.

**Senate Bill No. 235—(Senators Dahl and Schrock)**

Senate Bill No. 235. A Bill for an Act to Amend and Reenact Section 5-0303 of the 1949 Supplement to the North

Dakota Revised Code of 1943, Relating to Licenses for the Retail Sale of Liquor; Providing That the Fees for Such Licenses Shall Be Determined by the City, Village, or County Issuing Such Licenses.

Introduction, first reading and reference, 205.

Referred to Committee on Social Welfare.

Re-referred to Committee on Political Subdivisions, 245.

Reported back, (amended) 454.

Amendments adopted, 470.

Second reading, 480.

To House, 485.

Returned to Senate, (indefinitely postponed) 742.

**Senate Bill No. 236—(Senators Dahl and Schrock)**

Senate Bill No. 236. A Bill for an Act to Amend and Reenact Section 5-0304 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Licenses for the Wholesale Sale of Liquor.

Introduction, first reading and reference, 206.

Referred to Committee on Social Welfare.

Re-referred to Committee on Political Subdivisions, 245.

Reported back, (indefinitely postponed) 357.

**Senate Bill No. 237—(Senators Anderson and Nordhogen)**

Senate Bill No. 237. A Bill for an Act to Repeal Chapter 57-18 of the North Dakota Revised Code of 1943, Relating to Levies for County Improvements.

Introduction, first reading and reference, 206.

Referred to Committee on Finance and Taxation.

Reported back, (do pass) 244.

Second reading, 274.

To House, 305.

Returned to Senate, 742.

Enrolled, 789.

Signed by the President, 790.

Sent to the Governor, 792.

**Senate Bill No. 238—(Senators Streibel and Dewing)**

Senate Bill No. 238. A Bill for an Act to Amend and Reenact Section 28-0403 of the North Dakota Revised Code of 1943, Relating to Actions Having Venue Where the Cause Arose, Collision Between Motor Vehicles.

Introduction, first reading and reference, 206.

Referred to Committee on Transportation

Reported back, (indefinitely postponed) 358.

**Senate Bill No. 239—(Senators Schoeder, Geelan and Thomas)**

Senate Bill No. 239. A Bill for an Act to Protect the Benefits of Chapter 52-09 of the 1949 Supplement to the North Dakota Revised Code of 1943 to Public Employees Who Are Called Into the Military Service of the United States During the Continuance of Such Service; and Declaring an Emergency.

Introduction, first reading and reference, 206.

Referred to Committee on Veterans and Military Affairs.

Reported back, (amended) 282.

Amendments adopted, 303.

Second reading, 322.  
To House, 336.  
Returned to Senate, 580.  
Enrolled, 595.  
Signed by the President, 596.  
Sent to the Governor, 658.  
Approved by the Governor, 672.

**Senate Bill No. 240—(Senators Bridston, Day, Shure, Freed, Welander, Blume, Foss and Luick)**

Senate Bill No. 240. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota by the State Board of Higher Education to Finance Certain Obligations Issued or To Be Issued Under the Provisions of Chapter 15-17 of the North Dakota Revised Code of 1943 or Chapter 15-55, 1949 Supp. N.D.R.C. of 1943, and to Provide for Levies of Taxes and Appropriations to Pay Such Bonds.

Introduction, first reading and reference, 206.  
Referred to Committee on General Affairs.  
Reported back, (amended) 426.  
Amendments adopted, 442.  
Second reading, 465.  
To House, 482.  
Returned to Senate, (indefinitely postponed) 661.

**Senate Bill No. 241—(Senators Morgan and Streibel)**

Senate Bill No. 241. A Bill for an Act to Repeal Chapter 289 of the 1945 Session Laws as Amended by Chapter 324 of the 1947 Session Laws and as Amended by Chapter 323 of the 1949 Session Laws, Relating to the Legislative Research Committee and Constituting Chapter 54-35 of the 1949 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading and reference, 206.  
Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed) 282.

**Senate Bill No. 242—(Committee on Agriculture)**

Senate Bill No. 242. A Bill for an Act to Amend and Reenact Sections 36-0401, 36-0402, 36-0405, 36-0406 and 36-0407 of the North Dakota Revised Code of 1943, Relating to Livestock, Poultry and Wool Dealers.

Introduction, first reading and reference, 206.  
Referred to Committee on Agriculture.  
Reported back, (amended) 358.  
Amendments adopted, 372.  
Second reading, 398.  
To House, 430.  
Senate requests return, 561.  
Returned to Senate, 579.  
To House, 611.  
Returned to Senate, (amended) 714.  
House amendments, 714.  
Senate concurred, 739.  
Final passage, 739.  
Enrolled, 789.  
Signed by President, 790.  
Sent to the Governor, 792.

**Senate Bill No. 243—(Senators Torno, Kusler and Spiekermeier)**

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Sections 27-0305, 27-0306, Subsection 1 of Section 11-1704, 11-1705, 27-0740 and 27-0741 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Filing Fees in the Supreme, District and County Courts; Repealing Section 27-1208 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading and reference, 207.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Judiciary, 256.

Reported back, (without recommendation) 406.

Second reading, (lost) 409.

**Senate Bill No. 244—(Senator Troxel)**

Senate Bill No. 244. A Bill for an Act to Repeal Section 36-0408 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading and reference, 207.

Referred to Committee on Agriculture.

Reported back, (do pass) 232.

Second reading, 250.

To House, 267.

Returned to Senate, (indefinitely postponed) 540.

**Senate Bill No. 245—(Senators Shure and Duffy)**

Senate Bill No. 245. A Bill for an Act to Amend and Reenact Section 12-3011 of the North Dakota Revised Code of 1943, Relating to Penalties for Indecent Liberties.

Introduction, first reading and reference, 207.

Referred to Committee on Judiciary.

Reported back, (do pass) 232.

Second reading, 250.

To House, 267.

Returned to Senate, (indefinitely postponed) 556.

**Senate Bill No. 246—(Senators Day, Knudson and Duffy)**

Senate Bill No. 246. A Bill for an Act Providing for the Admissibility in Evidence of Handwriting for the Purposes of Comparison.

Introduction, first reading and reference, 207.

Referred to Committee on General Affairs.

Reported back, (do pass) 358.

Second reading, 382.

To House, 394.

Returned to Senate, 661.

Enrolled, 684.

Signed by the President, 685.

Sent to the Governor, 800.

**Senate Bill No. 247—(Senators Day, Knudson and Duffy)**

Senate Bill No. 247. A Bill for an Act to Amend and Reenact Sections 5-0501 and 5-0502 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License of Alcoholic Beverages Required from Attorney General.

Introduction, first reading and reference, 207.  
 Referred to Committee on General Affairs.  
 Reported back, (do pass) 358.  
 Second reading, 382.  
 To House, 394.  
 Returned to Senate, 690.  
 Enrolled, 743.  
 Signed by President, 743.  
 Sent to the Governor, 800.

**Senate Bill No. 248—(Senator Day)**

Senate Bill No. 248. A Bill for an Act to Amend and Reenact Sections 40-4003, 40-4005, 40-4021, 40-1604, and 57-1527 of the North Dakota Revised Code of 1943, as Amended by Sections 40-4005 and 40-4021 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Establish the Period from January First Through December Thirty-first as the Fiscal Year for Municipalities; to Permit a Levy of Not to Exceed One Hundred Fifty Per Cent of That Permitted by Section 57-1508 of the 1949 Supplement to the North Dakota Revised Code of 1943, as Amended, for Eighteen Month Period Commencing July 1, 1949 and Ending December 31, 1950; to Provide for the Matters Which Must Be Shown in the Preliminary Budget Statement of Municipalities; to Eliminate the Interim Fund for Municipalities.

Introduction, first reading and reference, 207.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (indefinitely postponed) 441.

**Senate Bill No. 249—(Senators Rue and Anderson)**

Senate Bill No. 249. A Bill for an Act Providing for the Construction and Equipping of an Executive Mansion on the Capitol Grounds and Providing an Appropriation.

Introduction, first reading and reference, 360.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 455.  
 Amendments adopted, 470.  
 Second reading, 481.  
 To House, 485.  
 Returned to Senate, 661.  
 Enrolled, 671.  
 Signed by the President, 671.  
 Sent to the Governor, 673.  
 Vetoed by Governor, 752.  
 Reconsidered by Senate, 752.  
 Second reading for purpose of passing over Governor's veto, (lost) 753.

**Senate Bill No. 250—(Senators Dahl, Shure, Feton, Morgan, Rue, Day, Geelan, Duffy, Schrock, Sandness and Pyle)**

Senate Bill No. 250. A Bill for an Act to Provide Public Revenue To Be Used for Maintenance of City and Village Governments by Imposing Separate and Additional Taxes Upon Sales at Wholesale of Alcoholic Beverages; to Provide for the Collection of Such Taxes and the Distribution and Use of the Revenue Derived Therefrom; to Prohibit Tax Avoidance; Providing a Penalty and Declaring an Emergency.

Introduction, first reading and reference, 360.

Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 790.  
 Second reading, (last) 444.  
 Decision of Chair overruled, 444.  
 Second reading declared passed, 444.  
 To House, 483.  
 Returned to Senate, (indefinitely postponed) 742.

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Select Committee: 5, 6.

Standing Committee Reports: 152.

Conference Committee: 769.

Conference Committee Report: 787.

Miscellaneous:

Remarks, 225.

## WELANDER

Bills and Resolutions: 154, 171, 173, 189, 190, 206.

Standing Committees: Agriculture, Appropriations, Labor Relations, Veterans and Military Affairs.

Select Committee: 631.

Motions Miscellaneous: 632.

Conference Committee: 733.

Conference Committee Report: 777.

## WORK

Bills and Resolutions: 88, 90.

Standing Committees: (Chairman) Transportation, Finance and Taxation, State and Federal Government, Employment, Political Subdivisions.



Select Committee: 6, 11.

Standing Committee Reports: 108 (3), 169, 259 (2), 261 (2), 279, 355, 356 (3), 357 (2), 390 (2), 455, 470 (2), 534 (2), 535 (2), 536, 537, 607, 608 (3), 650.

Motions to adopt Committee Reports: 108 (3), 169, 259, 260, 261 (2), 279, 283 (2), 355, 356 (3), 357 (2), 390 (2), 455, 470 (2), 534 (2), 535 (2), 536, 537, 607, 608 (2), 609, 650, 778.

Motions Miscellaneous: 372, 407, 562 (3), 626 (2), 664 (2), 668, 674, 735, 778.

Conference Committee: 724, 735.

Conference Committee Report: 741, 778.

## HOUSE BILLS

### House Bill No. 501—(Received from House, 447)

House Bill No. 501. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings 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 Declaring an Emergency.

First reading and reference, 462.  
Referred to Committee on Appropriations.  
Reported back, (amended) 681.  
Amendments adopted, 696.  
Second reading, 501.  
To House, 697.  
Signed by the President, 796.  
Returned to House, 797.

### House Bill No. 502—(Received from House, 63)

House Bill No. 502. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for its Operating and Maintenance Expense, and for Indemnifying Owners of Animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund.

First reading and reference, 66.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 533.  
Second reading, 563.  
To House, 611.  
Signed by the President, 793.  
Returned to House, 794.

### House Bill No. 503—(Received from House, 63)

House Bill No. 503. A Bill for an Act Making an Appropriation to the State Historical Society for Salary, Clerkhire and Miscellaneous Expenses and Maintenance of State Parks.

First reading and reference, 67.  
Referred to Committee on Appropriations.  
Reported back, (amended) 533.  
Amendments adopted, 562.  
Second reading, 615.  
To House, 634.  
Signed by the President, 798.  
Returned to House, 798.

### House Bill No. 504—(Received from House, 487)

House Bill No. 504. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department.

First reading and reference, 488.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 649.  
Second reading, 692.  
To House, 697.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 505—(Received from House, 114)**

House Bill No. 505. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspector and Coal Mine Safety Work.

First reading and reference, 118.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 369.  
 Second reading, 399.  
 To House, 430.  
 Signed by the President, 493.  
 Returned to House, 496.

**House Bill No. 506—(Received from House, 359)**

House Bill No. 506. 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 to Be Used as Provided by Sections 54-1601 to 54-1604, Inclusive, and 54-1606, and Also Section 54-1609 of the North Dakota Revised Code of 1943.

First reading and reference, 362.  
 Referred to Committee on Appropriations.  
 Reported back, (amended) 533.  
 Amendments adopted, 562.  
 Floor amended, 616.  
 Second reading, 616.  
 To House, 634.  
 Returned to Senate for correction, 703.  
 Reconsidered, 732.  
 Floor amended, 732.  
 Final passage, 732.  
 To House, 745.  
 Signed by the President, 799.  
 Returned to House, 799.

**House Bill No. 507—(Received from House, 63)**

House Bill No. 507. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized under Chapter 36-02 of the North Dakota Revised Code of 1943.

First reading and reference, 67.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 369.  
 Second reading, 400.  
 To House, 430.  
 Signed by the President, 493.  
 Returned to House, 496.

**House Bill No. 508—(Received from House, 52)**

House Bill No. 508. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

First reading and reference, 56.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 369.  
 Second reading, 400.  
 To House, 430.

Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 509**—(Received from House) 183

House Bill No. 509. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Commissioner of Veterans' Affairs.

First reading and reference, 195.  
Referred to Committee on Appropriations.  
Reported back, (amended) 282.  
Amendments adopted, 303.  
Second reading, 324.  
To House, 337.  
House concurred, 359.  
Signed by the President, 418.  
Returned to House, 430.

**House Bill No. 510**—(Received from House, 183)

House Bill No. 510. A Bill for an Act Making an Appropriation for the Administrative Expenses of the Veterans' Aid Commission.

First reading and reference, 196.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 282.  
Second reading, 308.  
To House, 316.  
Signed by the President, 386.  
Returned to House, 386.

**House Bill No. 511**—(Received from House, 52)

House Bill No. 511. A Bill for an Act Making an Appropriation for the Care of Feeble-Minded Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

First reading and reference, 56.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 369.  
Second reading, 401.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 512**—(Received from House, 52)

House Bill No. 512. 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.

First reading and reference, 56.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 369.  
Second reading, 401.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 513—(Received from House, 52)**

House Bill No. 513. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Equipment, New Buildings and Special Projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

First reading and reference, 56.  
Referred to Committee on Appropriations.  
Reported back, (amended) 64.  
Amendments adopted, 72.  
Second reading, 76.  
To House, 85.  
House concurred, 88.  
Signed by the President, 103.  
Returned to House, 106.

**House Bill No. 514—(Received from House, 114)**

House Bill No. 514. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives from Justice.

First reading and reference, 119.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 497.  
Second reading, 517.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 515—(Received from House, 52)**

House Bill No. 515. A Bill for an Act Making an Appropriation for the Payment of the Premiums for Boys' and Girls' Club Work at County Achievement Fairs; and Providing the Manner of Disbursing Such Funds and Making Reports.

First reading and reference, 57.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 402.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 516—(Received from House, 114)**

House Bill No. 516. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Action to Release Insane and List of New Taxable Lands.

First reading and reference, 119.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 402.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 517—(Received from House, 412)**

House Bill No. 517. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and

**Miscellaneous Expenses for the State Laboratories Department.**

First reading and reference, 418.  
Referred to Committee on Agriculture.  
Re-referred to Committee on Appropriations, 461.  
Reported back, (do pass) 623.  
Second reading, 659.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 518—(Received from House, 287)**

House Bill No. 518. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee and the Activities of the State Soil Conservation Districts.

First reading and reference, 297.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 497.  
Second reading, 518.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 519—(Received from House, 287)**

House Bill No. 519. A Bill for an Act Making an Appropriation into the "Administrative Fund" for the State Water Conservation Commission for General Administration Expenses, Maintenance of Existing Dams and Drainage Channels, Construction of Needed Drainage Channels, Planning and Surveying Projects, Expenses of State Compacts and for the Preparation of Water Conservation and Irrigation Projects for Post-War Construction and Development.

First reading and reference, 297.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 649.  
Second reading, 692.  
To House, 697.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 520—(Received from House, 63)**

House Bill No. 520. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

First reading and reference, 67.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 403.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 521—(Received from House, 52)**

House Bill No. 521. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors.

First reading and reference, 67.

Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 403.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 522—(Received from House, 52)**

House Bill No. 522. A Bill for an Act Making an Appropriation for the Payment of Expenses of Delegates to National Conventions of Political Parties Recognized as Such by the Laws of the State of North Dakota.

First reading and reference, 57.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 404.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 523—(Received from House, 287)**

House Bill No. 523. A Bill for an Act Making an Appropriation for Salaries and Expenses of the State Geological Survey and for Cooperation of United States Geological Survey.

First reading and reference, 297.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 497.  
Second reading, 518.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 524—(Received from House, 253)**

House Bill No. 524. A Bill for an Act Making an Appropriation for the Disbursement by the Public Welfare Board in Providing Public Assistance to Dependent Children and to Needy Blind and Providing Child Welfare Services and Services to Crippled Children, also for Providing Assistance to the Needy Aged and General Assistance for Relief to Destitute and Necessitous Persons, Emergency Relief to Indians, Aid to Permanently and Totally Disabled, and for the Necessary Costs of Administration of All of the Programs Above Mentioned.

First reading and reference, 253.  
Referred to Committee on Appropriations.  
Reported back, (amended) 551.  
Amendments adopted, 562.  
Second reading, 617.  
To House, 634.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 525—(Received from House, 262)**

House Bill No. 525. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out the Provisions of Chapter 324, Session Laws of 1949.

First reading and reference, 283.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 534.  
 Second reading, 564.  
 To House, 611.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 526—(Received from House, 114)**

House Bill No. 526. 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.

First reading and reference, 119.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 551.  
 Second reading, 591.  
 To House, 611.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 527—(Received from House, 121)**

House Bill No. 527. 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.

First reading and reference, 135.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 534.  
 Second reading, 564.  
 To House, 611.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 528—(Received from House, 209)**

House Bill No. 528. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

First reading and reference, 217.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 551.  
 Floor amended, 591.  
 Second reading, 591.  
 To House, 612.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 529—(Received from House, 114)**

House Bill No. 529. A Bill for an Act Making an Appropriation Out of the Highway Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Highway Patrol Branch.



First reading and reference, 119.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 551.  
Second reading, 592.  
To House, 611.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 530—(Received from House, 209)**

House Bill No. 530. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the Teachers' Insurance and Retirement Fund.

First reading and reference, 217.  
Referred to Committee on Appropriations.  
Reported back, (amended) 551.  
Amendments adopted, 562.  
Second reading, 617.  
To House, 634.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 531—(Received from House, 317)**

House Bill No. 531. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries and Miscellaneous Expenses of the Workmen's Compensation Bureau.

First reading and reference, 327.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 552.  
Second reading, 592.  
To House, 611.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 532—(Received from House, 287)**

House Bill No. 532. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

First reading and reference, 297.  
Referred to Committee on Appropriations.  
Reported back, (amended) 649.  
Amendments adopted, 674.  
Second reading, 716.  
To House, 729.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 533—(Received from House, 359)**

House Bill No. 533. A Bill for an Act Making an Appropriation to the Game and Fish Department to Be Expended for Predatory Animal and Rodent Control Under the Supervision of the Director of Predatory Animal Control.

First reading and reference, 362.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 498.  
Second reading, 518.  
To House, 539.

Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 534—**(Received from House, 99)

House Bill No. 534. A Bill for an Act Authorizing the Use of Photographic Copies of Business and Public Records as Evidence.

First reading and reference, 103.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 108.  
Second reading, 130.  
To House, 143.  
Signed by the President, 197.  
Returned to House, 209.

**House Bill No. 535—**(Received from House, 143)

House Bill No. 535. A Bill for an Act Relating to Forestry Practices on Original Grant School Lands, Providing for Control of Such Lands by the State Forester.

First reading and reference, 147.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 247.  
Second reading, 275.  
To House, 305.  
Signed by the President, 335.  
Returned to House, 363.

**House Bill No. 536—**(Received from House, 262)

House Bill No. 536. A Bill for an Act Making an Appropriation to Perfect Title in the State of North Dakota to Section Thirty-six, Township One Hundred and Sixty-four North, Range Seventy-three West, Comprising a Portion of the International Peace Garden.

First reading and reference, 283.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 534.  
Second reading, 565.  
To House, 611.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 537—**(Received from House, 81)

House Bill No. 537. A Bill for an Act Relating to Contribution Among Tortfeasors, Providing for Release of Tortfeasors, Procedure Enabling Recovery of Contribution, and Making Uniform the Law With Reference Thereto.

First reading and reference, 84.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 566.  
Returned to House, 635.

**House Bill No. 538—**(Received from House, 488)

House Bill No. 538. A Bill for an Act to Amend and Re-enact Section 11-10102 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of County Auditors, County Treasurers, Sheriffs, County Superinten-

dents of Schools, Registers of Deeds, County Judges, State's Attorneys, and Clerks of the District Court During the Years 1951, 1952, and 1953.

First reading and reference, 488.

Referred to Committee on Political Subdivisions.

Reported back, (amended) 606.

Amendments adopted, 626.

Second reading, 667.

To House, 686.

Conference Committee, 715.

Conference Committee Report, 731.

Final passage, 731.

Signed by the President, 798.

Returned to House, 798.

**House Bill No. 540—(Received from House, 395)**

House Bill No. 540. A Bill for an Act Relating to Special Education of Exceptional Children, Defining Terms, Providing for an Advisory Council on Special Education and a Director of Special Education, Authorizing the Provision of Special Education by School Districts and Providing for State Cooperation.

First reading and reference, 418.

Referred to Committee on Education.

Reported back, (re-referred to Appropriations) 519, (do pass) 623.

Second reading, 667.

To House, 686.

Signed by the President, 796.

Returned to House, 797.

**House Bill No. 541—(Received from House, 209)**

House Bill No. 541. A Bill for an Act to Amend and Re-enact Sections 32-1904, 32-1906, and 32-1907 of the North Dakota Revised Code of 1943, Relating to Foreclosure of Mortgages; Providing for Deficiency Judgments but Limiting Them to an Amount Not Exceeding the Difference Between the Mortgage Debt and the Fair Value of the Mortgaged Premises; and Prohibiting Other Suits Except for the Difference Between the Mortgage Debt and the Fair Value of the Mortgaged Premises, and Declaring an Emergency.

First reading and reference, 217.

Referred to Committee on Judiciary.

Reported back, (without recommendation) 406.

Floor amendments, 449.

Second reading, 459.

To House, 483.

Signed by the President, 515.

Returned to House, 517.

**House Bill No. 542—(Received from House, 253)**

House Bill No. 542. A Bill for an Act to Amend and Re-enact Section 57-0233 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Section 58-0902 of the North Dakota Revised Code of 1943, Relating to Assessors in Townships and Unorganized Territories; and Declaring an Emergency.

First reading and reference, 253.

Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 358.  
Second reading, 385.  
To House, 394.  
Signed by the President, 448.  
Returned to House, 462.

**House Bill No. 543—**(Received from House, 143)

House Bill No. 543. A Bill for an Act to Amend and Re-enact Subsection 5 of Section 23-0603 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Duty of Counties to Bury Deceased Persons.

First reading and reference, 147.  
Referred to Committee on Political Subdivisions.  
Reported back, (do pass) 170.  
Second reading, 197.  
To House, 209.  
Signed by the President, 256.

**House Bill No. 544—**(Received from House, 114)

House Bill No. 544. A Bill for an Act to Amend and Re-enact Section 27-0609 of the North Dakota Revised Code of 1943, Relating to Bailiffs of District Courts.

First reading and reference, 119.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 153.  
Second reading, 180.  
To House, 183.  
Signed by the President, 238.  
Returned to House, 238.

**House Bill No. 546—**(Received from House, 114)

House Bill No. 546. A Bill for an Act to Amend and Re-enact Section 31-0116 of the North Dakota Revised Code of 1943, Relating to Compensation and Mileage of Witnesses.

First reading and reference, 119.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 153.  
Second reading, 181.  
To House, 183.  
Signed by the President, 238.  
Returned to House, 238.

**House Bill No. 550—**(Received from House, 121)

House Bill No. 550. A Bill for an Act to Amend and Re-enact Section 39-0462 of the North Dakota Revised Code of 1943, Relating to Licensing of Used Motor Vehicles.

First reading and reference, 135.  
Referred to Committee on Transportation.  
Reported back, (amended) 261.  
Amendments adopted, 283.  
Second reading, 309.  
To House, 316.  
Signed by the President, 386.  
Returned to House, 386.

**House Bill No. 551—(Received from House, 359)**

House Bill No. 551. A Bill for an Act to Amend and Re-enact Section 39-0422 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to License Registration Fees for Passenger Motor Vehicles, and Providing for an Effective Date.

First reading and reference, 362.  
Referred to Committee on Transportation.  
Reported back, (do pass) 534.  
Second reading, 565.  
To House, 611.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 552—(Received from House, 487)**

House Bill No. 552. A Bill for an Act to Amend and Re-enact Section 39-0424 of the 1949 Supplement to the North Dakota Revised Code of 1943, Section 39-0444 of the North Dakota Revised Code of 1943 and to Repeal Sections 39-0443 and 39-0453 of the North Dakota Revised Code of 1943, as amended, Relating to License Fees for Commercial and Non-commercial Trucks, and Providing for an Effective Date.

First reading and reference, 488.  
Referred to Committee on Transportation.  
Reported back, (amended) 607.  
Amendments adopted, 626.  
Second reading, 668.  
To House, 686.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 553—(Received from House, 121)**

House Bill No. 553. A Bill for an Act to Amend and Re-enact Section 39-0417 of the North Dakota Revised Code of 1943, Relating to Due and Delinquent Dates for Motor Vehicle License Registering Fees.

First reading and reference, 135.  
Referred to Committee on Transportation.  
Reported back, (do pass) 261.  
Second reading, 295.  
To House, 305.  
Signed by the President, 335.  
Returned to House, 363.

**House Bill No. 554—(Received from House, 287)**

House Bill No. 554. A Bill for an Act to Amend and Re-enact Section 23-1306 of the North Dakota Revised Code of 1943, Relating to the Filling of Abandoned or Disused Wells, Shafts, or Other Excavations, Requiring Protection Around Abandoned and Disused Strip Mines, and Providing a Penalty.

First reading and reference, 297.  
Referred to Committee on General Affairs.  
Reported back, (amended) 477.  
Amendments adopted, 487.  
Second reading, 509.  
To House, 530.  
Conference Committee, 538.

Conference Committee Report, (House concurred) 660.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 555—**(Received from House, 99)

House Bill No. 555. A Bill for an Act to Amend and Re-enact Section 14-0310 of the North Dakota Revised Code of 1943, Relating to Marriage License.

First reading and reference, 103.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 108.  
Second reading, 131.  
To House, 143.  
Signed by the President, 197.  
Returned to House, 209.

**House Bill No. 556—**(Received from House, 462)

House Bill No. 556. A Bill for an Act to Amend and Re-enact Section 19-1010 of the North Dakota Revised Code of 1943 and to Repeal Sections 19-1009, 19-1011, 19-1012, 19-1013 and 19-1014 of the North Dakota Revised Code of 1943, Relating to Specifications and Tests for Petroleum Products.

First reading and reference, 462.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 486.  
Second reading, 510.  
To House, 529.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 557—**(Received from House, 114)

House Bill No. 557. A Bill for an Act to Amend and Re-enact Section 15-2801 of the North Dakota Revised Code of 1943 and Subsection 5 of Section 15-5314 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to School Districts, and Providing for the Election at Large or by Designated Geographic Areas of the Members of the Board of Education.

First reading and reference, 119.  
Referred to Committee on Education.  
Reported back, (do pass) 233.  
Second reading, 254.  
To House, 266.  
Signed by the President, 298.  
Returned to House, 305.

**House Bill No. 558—**(Received from House, 183)

House Bill No. 558. A Bill for an Act to Amend and Re-enact Sections 52-0401 and 52-0403 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Payment of Contributions to the Unemployment Compensation Fund.

First reading and reference, 196.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 390.  
Second reading, 414.

To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 559—(Received from House, 183)**

House Bill No. 559. A Bill for an Act to Amend and Re-enact Subsection 5, Subdivision d and Subparagraph a of Paragraph 1, and Paragraph 5 of Subdivision i of Subsection 15, and Subsection 22 of Section 52-0101 of the North Dakota Revised Code of 1943, as Amended, Relating to Definitions of Terms Used in the North Dakota Unemployment Compensation Law.

First reading and reference, 196.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 391.  
Second reading, 415.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 560—(Received from House, 183)**

House Bill No. 560. A Bill for an Act to Amend and Re-enact Sections 52-0604 and 52-0605 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Sections 52-0629 and 52-0633 of the North Dakota Revised Code of 1943, and to Repeal Subsection 5 of Section 52-0601, of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation Benefits.

First reading and reference, 196.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 391.  
Second reading, 415.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 561—(Received from House, 183)**

House Bill No. 561. A Bill for an Act to Amend and Re-enact Sections 52-0638 and 52-0639 of the North Dakota Revised Code of 1943, Relating to Penalties for Violations of Unemployment Compensation Laws.

First reading and reference, 196.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 391.  
Second reading, (lost) 416.  
Returned to House, 447.

**House Bill No. 563—(Received from House, 253)**

House Bill No. 563. A Bill for an Act to Amend and Re-enact Subdivision 1 of Subsection F and Subsection P of Section 52-0920, and Section 52-0909 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Retirement of Public Employees.

First reading and reference, 253.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 370.  
Second reading, 409.

To House, 430.  
Signed by the President, 493.  
Returned to House, 496.

**House Bill No. 564**—(Received from House, 253)

House Bill No. 564. A Bill for an Act to Amend and Re-enact Subdivision c of Subsection 5 of Section 65-0102 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Coverage of Employees of Sub-contractors or Independent Contractors Under Workmens Compensation.

First reading and reference, 254.  
Referred to Committee on Labor Relations.  
Reported back, (do pass) 391.  
Second reading, 416.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 497.

**House Bill No. 565**—(Received from House, 462)

House Bill No. 565. A Bill for an Act to Amend and Reenact Sections 65-0108 and 65-1003 of the North Dakota Revised Code of 1943 and Sections 65-0503 and 65-1001 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation, Providing That Employees of Contributing Employers Shall Have No Right of Action Against Such Employers But Shall Look Solely to the Fund, and Providing That Decisions of the Bureau Shall Be Entitled to Faith and Credit Given Decisions of Courts of Record, Providing for Appeal From Allowances of the Bureau.

First reading and reference, 463.  
Referred to Committee on Judiciary.  
Reported back, (amended) 534.  
Amendments adopted, 562.  
Second reading, 618.  
To House, 634.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 566**—(Received from House, 114)

House Bill No. 566. A Bill for an Act to Amend and Re-enact Section 4-1306 of the North Dakota Revised Code of 1943, Relating to the Poultry Improvement Board.

First reading and reference, 119.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 486.  
Second reading, 510.  
To House, 529.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 568**—(Received from House, 149)

House Bill No. 568. A Bill for an Act to Amend and Re-enact Section 50-0907 of the North Dakota Revised Code of 1943, Relating to Aid to Dependent Children, and Providing for Investigations by the County Agency.

First reading and reference, 157.



Referred to Committee on Social Welfare.  
 Reported back, (do pass) 455.  
 Second reading, 471.  
 To House, 497.  
 Signed by the President, 559.  
 Returned to House, 561.

**House Bill No. 571—(Received from House, 149)**

House Bill No. 571. A Bill for an Act to Amend and Re-enact Sections 50-0801, Subsections 13 and 14 of Section 50-0802, 50-0808, 50-0819 and 50-0820 of the North Dakota Revised Code of 1943, Relating to Aid to the Needy Blind.

First reading and reference, 157.  
 Referred to Committee on Social Welfare.  
 Reported back, (amended) 455.  
 Amendments adopted, 470.  
 Second reading, 507.  
 To House, 530.  
 Signed by the President, 559.  
 Returned to House, 561.  
 Requests return from House, 611.  
 Returned to Senate, 614.  
 Reconsidered, 622.  
 Referred back to Committee on Social Welfare, 622.  
 Reported back, (amended) 624.  
 Amendments adopted, 651.  
 Second reading, 693.  
 To House, 697.  
 Signed by President, 796.  
 Returned to House, 797.

**House Bill No. 572—(Received from House, 253)**

House Bill No. 572. A Bill for an Act to Amend and Re-enact Sections 50-1202, 50-1203, 50-1205, 50-1206, 50-1207, 50-1208, 50-1210, 50-1211, 50-1212, 50-1213, 50-1214, 50-1215, 50-1216 and 50-1217 of the North Dakota Revised Code of 1943, Relating to Child-Placing Agencies.

First reading and reference, 254.  
 Referred to Committee on Social Welfare.  
 Reported back, (amended) 455.  
 Second reading, 471.  
 To House, 497.  
 Signed by the President, 559.  
 Returned to House, 561.

**House Bill No. 573—(Received from House, 221)**

House Bill No. 573. A Bill for an Act to Amend and Re-enact Section 4-1846 of the North Dakota Revised Code of 1943, Relating to the Sale of Impure, or Adulterated Milk, Cream, or Skimmed Milk.

First reading and reference, 228.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass) 493.  
 Second reading, 519.  
 To House, 539.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 574—(Received from House, 221)**

House Bill No. 574. A Bill for an Act to Amend and Re-enact Section 4-1815 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Grades of Cream and Butterfat; Providing for Standards of Grading; and Requiring the Coloring of "Unlawful Cream", and the Keeping of Records.

First reading and reference, 229.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass) 498.  
 Second reading, 523.  
 To House, 539.  
 Signed by the President, 659.  
 Returned to House, 659.

**House Bill No. 575—(Received from House, 99)**

House Bill No. 575. A Bill for an Act Relating to the Transplanting or Introducing of Fish, Fish Eggs, Game Birds, and Game Animals; Providing for Permits and Regulations, and Providing a Penalty.

First reading and reference, 103.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass) 116.  
 Second reading, 134.  
 To House, 143.  
 Signed by the President, 197.  
 Returned to House, 209.

**House Bill No. 576—(Received from House, 462)**

House Bill No. 576. A Bill for an Act to Amend and Re-enact Subsections 6 and 7 of Section 20-0312 of the North Dakota Revised Code of 1943, Relating to Hunting, Trapping, and Fishing License Fees.

First reading and reference, 463.  
 Referred to Committee on Natural Resources.  
 Reported back, (amended) 501.  
 Amendments adopted, 522.  
 Floor amendments, 543.  
 Second reading, 543.  
 Title amended, 543.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 577—(Received from House, 412)**

House Bill No. 577. A Bill for an Act to Amend and Re-enact Section 15-5601 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Elementary Per Pupil Payments From the County Tuition Fund.

First reading and reference, 419.  
 Referred to Committee on Education.  
 Reported back, (do pass) 552.  
 Second reading, 593.  
 To House, 611.  
 Signed by the President, 793.  
 Returned to House, 794.

**House Bill No. 578—**(Received from House, 462)

House Bill No. 578. A Bill for an Act to Amend and Re-enact Section 15-4014 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to School Tuition Payments.

First reading and reference, 463.  
Referred to Committee on Education.  
Reported back, (do pass) 520.  
Second reading, 543.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 579—**(Received from House, 253)

House Bill No. 579. A Bill for an Act to Amend and Re-enact Sections 24-0602, 24-0607, 24-0608 and 24-0609 of the North Dakota Revised Code of 1943 and to Repeal Sections 24-0621, 24-0622, 24-0623, 24-0624, 24-0625 and Subsection 3 of Section 58-1203 of the North Dakota Revised Code of 1943, Relating to Township Road and Bridge Construction, Improvements and Repairs.

First reading and reference, 254.  
Referred to Committee on Political Subdivisions.  
Reported back, (do pass) 427.  
Second reading, 467.  
To House, 497.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 582—**(Received from House, 183)

House Bill No. 582. A Bill for an Act to Amend and Re-enact Section 30-2004 of the North Dakota Revised Code of 1943, Relating to the Compensation of Administrators and Executors in the Probate of Estates.

First reading and reference, 196.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 261.  
Second reading, 296.  
To House, 305.  
Signed by the President, 335.  
Returned to House, 364.

**House Bill No. 583—**(Received from House, 114)

House Bill No. 583. A Bill for an Act Making an Appropriation to Reimburse Oliver County in the Sum of One Thousand One Hundred Forty Four Dollars and Sixty Nine Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

First reading and reference, 120.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 410.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 497.

**House Bill No. 584—**(Received from House, 149)

House Bill No. 584. A Bill for an Act Relating to County Roads, Providing for the Adoption of Farm-to-market, and Federal Aid Road Program, and Authorizing a Levy for Matching Aid for such Program upon Approval by the Electors.

First reading and reference, 157.  
Referred to Committee on Transportation.  
Reported back, (amended) 534.  
Amendments adopted, 562.  
Second reading, 618.  
To House, 634.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 585—**(Received from House, 183)

House Bill No. 585. A Bill for an Act Authorizing Recovery from the Unsatisfied Judgment Fund Where Motor Vehicle Accidents Cause Bodily Injury or Death and the Person or Persons Who Might Be Liable Cannot Be Ascertained.

First reading and reference, 196.  
Referred to Committee on Judiciary.  
Reported back, (amended) 262.  
Amendments adopted, 283.  
Second reading, (lost) 324.  
To House, 337.  
Senate requests return, 338.  
Returned to Senate, 351.  
Reconsidered, 352.  
Re-referred to Committee on Judiciary, 352.  
Reported back, (amended) 607.  
Amendments adopted, 626.  
Second reading, (passed) 669.  
To House, 687.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 586—**(Received from House, 114)

House Bill No. 586. A Bill for an Act to Amend and Reenact Section 39-1702 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Unsatisfied Judgment Fund, Authorizing the Investment of Moneys in the Fund and Appropriating Interest and Repayment to the Fund.

First reading and reference, 120.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 552.  
Second reading, 597.  
To House, 634.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 587—**(Received from House, 183)

House Bill No. 587. A Bill for an Act to Amend and Reenact Section 39-1704 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Unsatisfied Judgment Fund, Requiring Notice if Payment from the Fund

**Is to Be Based upon a Default Judgment; and Authorizing Appearance and Defense by the State.**

First reading and reference, 196.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 262.  
 Second reading, 296.  
 To House, 305.  
 Signed by the President, 335.  
 Returned to House, 364.

**House Bill No. 588—(Received from House, 114)**

House Bill No. 588. A Bill for an Act Making an Appropriation to Reimburse Dunn County in the Sum of One Thousand One Hundred Thirteen Dollars and Twenty-five Cents, which Sum was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

First reading and reference, 120.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass) 370.  
 Second reading, 410.  
 To House, 430.  
 Signed by the President, 493.  
 Returned to House, 497.

**House Bill No. 589—(Received from House, 99)**

House Bill No. 589. A Bill for an Act to Amend and Reenact Subsection 1 of Section 31-0113 of the North Dakota Revised Code of 1943, Providing for Places Where Persons May Be Compelled to Attend as Witnesses in Civil Matters, and Declaring an Emergency.

First reading and reference, 103.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass) 108.  
 Second reading, 131.  
 To House, 143.  
 Signed by the President, 197.  
 Returned to House, 209.

**House Bill No. 590—(Received from House, 149)**

House Bill No. 590. A Bill for an Act to Amend and Reenact Sub-section 1 of Section 47-1801 of the North Dakota Revised Code of 1943, Defining Homesteads.

First reading and reference, 157.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended) 335.  
 Amendments adopted, 359.  
 Second reading, 385.  
 To House, 395.  
 Signed by the President, 448.  
 Returned to House, 462.

**House Bill No. 591—(Received from House, 143)**

House Bill No. 591. A Bill for an Act to Amend and Reenact Section 38-6503 of the North Dakota Revised Code of 1943, Relating to Meeting of the Board of Mine Foreman Examiners.

First reading and reference, 147.  
Referred to Committee on General Affairs.  
Reported back, (do pass) 283.  
Second reading, 325.  
To House, 337.  
Signed by the President, 386.  
Returned to House, 386.

**House Bill No. 592—(Received from House, 221)**

House Bill No. 592. A Bill for an Act Relating to Non-profit Livestock Breeders Corporations; and Authorizing Such Corporations to Hold Stockholders Meetings and to Maintain Principal Places of Business Within or Without the State in Accordance With Authorized Bylaws.

First reading and reference, 229.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 498.  
Second reading, 523.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 593—(Received from House, 143)**

House Bill No. 593. A Bill for an Act Making an Appropriation to Reimburse Williams County in the Sum of Seven Thousand Four Hundred Nine Dollars and Ninety Cents, Which Sum Was Erroneously and Inadvertently Remitted to the State of North Dakota, and Declaring an Emergency.

First reading and reference, 147.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 370.  
Second reading, 411.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 497.

**House Bill No. 594—(Received from House, 287)**

House Bill No. 594. A Bill for an Act Relating to Changes in the Topography of Lands Under or Adjacent to Electric Transmission or Telephone Lines.

First reading and reference, 298.  
Referred to Committee on General Affairs.  
Re-referred to Committee on General Affairs, 544.  
Reported back, (do pass) 520, (amended) 624.  
Amendments adopted, 651.  
Second reading, 693.  
To House, 697.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 597—(Received from House, 183)**

House Bill No. 597. A Bill for an Act Providing for the Sale or Removal of School Buildings in Reorganized Districts, and Declaring an Emergency.

First reading and reference, 197.  
Referred to Committee on Education.  
Reported back, (do pass) 233.

Second reading, 255.  
To House, 267.  
Signed by the President, 298.  
Returned to House, 305.  
Senate requests return, 316.  
Returned to Senate, 317.  
Action rescinded, 323.  
Floor amendments, 323.  
Final passage, 323.  
To House, 327.  
House concurred, 329.  
Signed by President, 386.  
Returned to House, 386.

**House Bill No. 598—(Received from House, 317)**

House Bill No. 598. A Bill for an Act to Amend and Reenact Sections 18-0401, 18-0402, 18-0403 and 18-0406 of the North Dakota Revised Code of 1943 and Section 18-0405 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Eligibility for Participation in Fund Created From Premium Tax on Fire Insurance Companies.

First reading and reference, 327.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 583.  
Second reading, 619.  
To House, 634.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 599—(Received from House, 221)**

House Bill No. 599. A Bill for an Act to Amend and Reenact Section 5-0515 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Review by the Court of Revoked or Suspended License for Alcoholic Beverages.

First reading and reference, 299.  
Referred to Committee on Judiciary.  
Reported back, (amended) 534.  
Amendments adopted, 562.  
Second reading, 619.  
To House, 634.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 600—(Received from House, 221)**

House Bill No. 600. A Bill for an Act to Amend and Reenact Section 25-0201 of the North Dakota Revised Code of 1943 Relating to the Title of the State Hospital.

First reading and reference, 229.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 371.  
Second reading, 411.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 497.

**House Bill No. 601**—(Received from House, 395)

House Bill No. 601. A Bill for an Act Relating to Teacher Preparation Scholarships, Amending and Reenacting Sections 15-5704, 15-5707, and 15-5708 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Making an Appropriation.

First reading and reference, 419.

Referred to Committee on Education.

Re-referred to Committee on Appropriations, 646.

Reported back, (do pass) 608, (do pass) 649.

Second reading, 694.

To House, 697.

Signed by the President, 796.

Returned to House, 797.

**House Bill No. 604**—(Received from House, 488)

House Bill No. 604. A Bill for an Act Relating to Liquid Petroleum Gases, Providing for the Regulation of the Transportation, Storage, and Installation of Liquid Petroleum Gas and Liquid Petroleum Gas Systems; Providing for Distributor-Dealer Permits; Providing for Fees; Granting to the Commissioner of Insurance the Right to Promulgate and Enforce Minimum General Standards Covering the Design, Construction, Location, Installation, and Operation of Equipment for Storing, Handling, Distributing, and Utilizing Liquid Petroleum Gases, and Providing a Penalty, and Providing an Appropriation Therefore.

First reading and reference, 489.

Referred to Committee on Industry and Business.

Re-referred to Committee on Appropriations, 646.

Reported back, (do pass) 610, (on calendar) 649.

Floor amended, 694.

Second reading, 695.

To House, 697.

Signed by the President, 799.

Returned to House, 799.

**House Bill No. 605**—(Received from House, 262)

House Bill No. 605. A Bill for an Act Authorizing the Board of Administration to Sell and Convey to the School District, The Board of Education of the City of Bismarck of the State of North Dakota a Certain Tract of Land Located on the Eastern Part of the Capitol Grounds.

First reading and reference, 283.

Referred to Committee on State and Federal Government.

Reported back, (do pass) 371.

Second reading, 395.

To House, 408.

Signed by the President, 418.

Returned to House, 418.

**House Bill No. 606**—(Received from House, 359)

House Bill No. 606. A Bill for an Act to Provide that Holders of Amateur Radio Station Licenses upon Proper Proof of Such License, and upon Payment of Added Fees May Apply for and Obtain Special Plates Bearing the Applicant's Amateur Radio Call Letters, Which Plates Shall Be



Issued by the Superintendent of the State Highway Patrol in Addition to the Usual Motor Vehicle Registration Certificates and Plates.

First reading and reference, 362.  
Referred to Committee on Transportation.  
Reported back, (do pass) 535.  
Second reading, 577.  
To House, 611.  
Signed by the President, 703.  
Returned to House, 703.

**House Bill No. 609—**(Received from House, 487)

House Bill No. 609. A Bill for an Act to Amend and Reenact Section 39-0411 of the North Dakota Revised Code of 1943, Relating to Motor Vehicle License Plates.

First reading and reference, 489.  
Referred to Committee on Transportation.  
Reported back, (amended) 535.  
Amendments adopted, 562.  
Second reading, 620.  
To House, 634.  
Conference Committee, 729.  
Conference Committee Report, (indefinitely postponed) 786.

**House Bill No. 610—**(Received from House, 395)

House Bill No. 610. A Bill for an Act Reappropriating Any Unused Funds Previously Appropriated for the Veterans' Emergency Fund.

First reading and reference, 419.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 498.  
Second reading, 523.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 611—**(Received from House, 359)

House Bill No. 611. A Bill for an Act Requiring New Motor Vehicles to Be Equipped with Turn Signals.

First reading and reference, 362.  
Referred to Committee on Transportation.  
Reported back, (do pass) 470.  
Second reading, 507.  
To House, 529.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 613—**(Received from House, 304)

House Bill No. 613. A Bill for an Act to Amend and Reenact Section 60-0217 of the North Dakota Revised Code of 1943, Relating to Warehouse and Storage Grain Contracts.

First reading and reference, 307.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 486.  
Second reading, 511.  
To House, 530.

Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 614**—(Received from House, 262)

House Bill No. 614. A Bill for an Act to Amend and Reenact Sections 37-1502 and 37-1510 of the North Dakota Revised Code of 1943, Relating to the Object of the North Dakota Soldiers' Home and Admission Thereto.

First reading and reference, 283.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (amended) 498.  
Amendments adopted, 521.  
Second reading, 544.  
Signed by the President, 793.  
Returned to House, 794.

**House Bill No. 615**—(Received from House, 253)

House Bill No. 615. A Bill for an Act to Repeal Section 37-1515 of the North Dakota Revised Code of 1943, Relating to Disbursement of Moneys for the Support and Maintenance of the State Soldiers Home.

First reading and reference, 254.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass) 283.  
Second reading, 325.  
To House, 337.  
Signed by the President, 386.  
Returned to House, 386.

**House Bill No. 616**—(Received from House, 432)

House Bill No. 616. A Bill for an Act to Amend and Reenact Sections 30-2301, 30-2302, 30-2303, 30-2305, 30-2306, 30-2309, 30-2310, 30-2311, 30-2312, 30-2314, 30-2315 and 30-2317 of the North Dakota Revised Code of 1943, Relating to the Guardianship of Incompetent Veterans and Other Incompetent and Minor Beneficiaries of the Veterans Administration, and to Make Uniform the Law With Reference Thereto, and Declaring an Emergency.

First reading and reference, 434.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass) 498.  
Second reading, 524.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 617**—(Received from House, 412)

House Bill No. 617. A Bill for an Act Relating to Alcoholics and Alcoholism, Providing for the Creation of a State Commission on Alcoholism to Study and Disseminate Information on Alcoholism and to Treat and Rehabilitate the Victims Thereof on a Voluntary Basis, and Providing for an Appropriation.

First reading and reference, 419.  
Referred to Committee on Social Welfare.  
Reported back, (do pass and re-referred to Appropriations) 535.

Reported back, (do pass) 624.  
Second reading, 675.  
To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 618—(Received from House, 253)**

House Bill No. 618. A Bill for an Act to Amend and Reenact Section 40-4020 of the North Dakota Revised Code of 1943, Relating to Municipal Contracts Made Prior to Appropriation, and Declaring an Emergency.

First reading and reference, 254.  
Referred to Committee on Political Subdivisions.  
Re-referred to Committee on Political Subdivisions, 425.  
Reported back, (indefinitely postponed) 407.  
Reconsidered, 425.  
Reported back, (indefinitely postponed) 441.  
Returned to House, 483.

**House Bill No. 619—(Received from House, 253)**

House Bill No. 619. A Bill for an Act to Amend and Reenact Section 40-3312 of the North Dakota Revised Code of 1943, as Amended, Relating to Municipal Utilities Funds, and Declaring an Emergency.

First reading and reference, 254.  
Referred to Committee on Political Subdivisions.  
Re-referred to Committee on Political Subdivisions, 425.  
Reported back, (indefinitely postponed) 407.  
Reconsidered, 425.  
Reported back, (amended) 441.  
Amendments adopted, 456.  
Second reading, 472.  
To House, 497.  
Signed by the President, 559.  
Returned to House, 651.

**House Bill No. 620—(Received from House, 395)**

House Bill No. 620. A Bill for an Act to Amend and Reenact Sub-sections 17 and 18 of Section 65-0102 of the North Dakota Revised Code of 1943 Relative to the Definition of the Terms "Widow" and "Widower" in the Workmen's Compensation Act.

First reading and reference, 419.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 566.  
Returned to House, 635.

**House Bill No. 621—(Received from House, 412)**

House Bill No. 621. A Bill for an Act to Amend and Reenact Section 4-0815 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Levies for County Agent Work.

First reading and reference, 419.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 535.  
Second reading, 578.

To House, 611.  
Signed by the President, 793.  
Returned to House, 795.

**House Bill No. 625—(Received from House, 304)**

House Bill No. 625. A Bill for an Act to Require the License Number of the Vehicle in Which Grain is Delivered, to Be Noted on the Scale Ticket or Other Receipt Given for Such Grain.

First reading and reference, 307.  
Referred to Committee on Agriculture.  
Reported back, (amended) 486.  
Amendments adopted, 500.  
Second reading, 524.  
To House, 539.  
Conference Committee, 580.  
Conference Committee Report, (indefinitely postponed) 639.

**House Bill No. 626—(Received from House, 304)**

House Bill No. 626. A Bill for an Act Relating to Fines and Penalties; Providing for Receipt to the Person Paying Such Fine or Penalty, and Providing Penalty for Violation Thereof.

First reading and reference, 307.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 555.  
Second reading, 598.  
To House, 634.  
Signed by the President, 793.  
Returned to House, 795.

**House Bill No. 628—(Received from House, 483)**

House Bill No. 628. A Bill for an Act Making an Appropriation for the Purpose of Paying Special Assessments for Public Improvements Levied Against the State of North Dakota by the City of Bismarck.

First reading and reference, 483.  
Referred to Committee on Political Subdivisions.  
Reported back, (re-referred to Appropriations) 498, (do pass) 624.  
Second reading, 675.  
To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 629—(Received from House, 304)**

House Bill No. 629. A Bill for an Act Authorizing the Adjutant General to Sell and Convey to the City of Bismarck, North Dakota, a Certain Tract of Land Located on Part of the State of North Dakota Property Used for National Guard Purposes.

First reading and reference, 307.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 552.  
Second reading, 598.  
To House, 634.  
Signed by the President, 793.  
Returned to House, 795.

**House Bill No. 631—**(Received from House, 287)

House Bill No. 631. A Bill for an Act to Amend and Reenact Subdivision f of Subsection 3 of Section 57-1506 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to County Levies for Agricultural and Training Schools.

First reading and reference, 298.  
Referred to Committee on Education.  
Reported back, (do pass) 608.  
Second reading, 651.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 632—**(Received from House, 395)

House Bill No. 632. A Bill for an Act to Amend and Reenact Section 20-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Non-resident Hunting, Trapping and Fishing Licenses; Providing for Reciprocity with Other States in Regard to Trapping, and Providing a Penalty.

First reading and reference, 419.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 457.  
Second reading, 472.  
To House, 497.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 633—**(Received from House, 395)

House Bill No. 633. A Bill for an Act Relating to Qualifications for Hunting, Trapping and Fishing; removing Citizenship Requirements for Citizens of the Dominion of Canada by Amending and Reenacting Sections 20-0303, 20-0308, and Section 20-0110 of the North Dakota Revised Code of 1943.

First reading and reference, 419.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 457.  
Second reading, 473.  
To House, 497.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 634—**(Received from House, 462)

House Bill No. 634. A Bill for an Act to Amend and Reenact Subsection 1 of Section 20-0325 and Section 20-0326 of the North Dakota Revised Code of 1943, Relating to Licensed Dealers in Green Furs; Providing for Fees for Licensing of Non-resident Dealers and for Recording and Reporting of Information by All Dealers.

First reading and reference, 463.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 566.  
Second reading, 620.  
To House, 634.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 635—(Received from House, 359)**

House Bill No. 635. A Bill for an Act to Provide for the Installation of Windshields, Windshield Wipers and Canopy or Tops on Track Motor Cars Operated by Railroads and Providing a Penalty.

First reading and reference, 362.  
Referred to Committee on Transportation.  
Reported back, (on calendar) 470.  
Laid on table, 508.  
Returned to House, 539.

**House Bill No. 636—(Received from House, 304)**

House Bill No. 636. A Bill for an Act to Amend and Reenact Subsection 1 of Section 60-0224 of the North Dakota Revised Code of 1943, Relating to Reports to be Made by Public Warehouseman.

First reading and reference, 307.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 487.  
Second reading, 511.  
To House, 530.  
Signed by the President, 559.  
Returned to House, 561.

**House Bill No. 637—(Received from House, 317)**

House Bill No. 637. A Bill for an Act to Amend and Reenact Section 15-2531 of the North Dakota Revised Code of 1943, Relating to Vacancies in Common School District Offices.

First reading and reference, 327.  
Referred to Committee on Education.  
Reported back, (indefinitely postponed) 552.  
Returned to House, 612.

**House Bill No. 639—(Received from House, 359)**

House Bill No. 639. A Bill for an Act Relating to Watercraft; Providing for the Safe Operation Thereof; Providing for the Licensing, Control, and Regulation of Watercraft Used for Hire, and Providing for Penalties.

First reading and reference, 363.  
Referred to Committee on General Affairs.  
Reported back, (amended) 520.  
Amendments adopted, 537.  
Second reading, 578.  
Title amended, 579.  
To House, 612.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 640—(Received from House, 262)**

House Bill No. 640. A Bill for an Act to Amend and Reenact Section 16-1815 of the North Dakota Revised Code of 1943, Relating to the Duties of the County Auditor in Regard to Care and Custody of Absent Voters' Envelopes Containing Ballots and Providing that the County Auditor Shall Keep a Record of Such Absent Voters' Envelopes that

Are Received by the County Auditor Too Late for Forwarding to the Election Precincts.

First reading and reference, 284.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 624.  
Returned to House, 686.

**House Bill No. 641—(Received from House, 287)**

House Bill No. 641. A Bill for an Act to Amend and Reenact Section 20-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Contents of the Governor's Order or Proclamation Limiting the Taking of Game Birds, Fish, and Game Animals.

First reading and reference, 298.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 392.  
Second reading, 417.  
To House, 430.  
Signed by the President, 493.  
Returned to House, 497.

**House Bill No. 642—(Received from House, 483)**

House Bill No. 642. A Bill for an Act to Amend and Reenact Section 20-0314 of the 1949 Supplement to the North Dakota Revised Code of 1943, and Section 20-0315 of the North Dakota Revised Code of 1943, Relating to Commercial Fishing; Providing for Licensing, and for Rights and Duties of Licensees.

First reading and reference, 483.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 501.  
Second reading, 525.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 643—(Received from House, 287)**

House Bill No. 643. A Bill for an Act to Designate the Treasurer of the North Dakota Agricultural College as the Officer to Receive the Funds Appropriated to the North Dakota Agricultural College under an Act of Congress Signed August 30, 1890, Providing for the Further Endowment and Support of Colleges of Agriculture and Mechanical Arts.

First reading and reference, 298.  
Referred to Committee on State and Federal Government.  
Re-referred to Committee on Appropriations, 531.  
Reported back, (do pass) 624.  
Floor amended, 676.  
Second reading, 676.  
To House, 729.  
Signed by the President, 799.  
Returned to House, 799.

**House Bill No. 644—(Received from House, 253)**

House Bill No. 644. A Bill for an Act to Amend and Reenact Section 14-0315 of the North Dakota Revised Code

of 1943, Relating to Dispensing with Serological Tests for Marriage License, and Declaring an Emergency.

First reading and reference, 254.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass) 560.  
 Second reading, (lost) 645.  
 Returned to House, 686.

**House Bill No. 645—**(Received from House, 262)

House Bill No. 645. A Bill for an Act to Amend and Reenact Section 27-0812 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Appointment and Salary of Clerks and Deputy Clerks of County Courts in Certain Counties, and Declaring an Emergency.

First reading and reference, 284.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed) 625.  
 To House, 686.  
 Senate requests return, 696.  
 House returned, 703.  
 Reconsidered, 708.  
 Second reading, (lost) 757.  
 Returned to House, 776.

**House Bill No. 646—**(Received from House, 262)

House Bill No. 646. A Bill for an Act to Amend and Reenact Section 20-0611 of the North Dakota Revised Code of 1943, Relating to Structures Used in Fishing Through the Ice, and Providing for Their Licensing, Regulation and Removal.

First reading and reference, 284.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass) 408.  
 Second reading, 433.  
 To House, 447.  
 Signed by the President, 494.  
 Returned to House, 497.

**House Bill No. 647—**(Received from House, 413)

House Bill No. 647. A Bill for an Act Relating to Minnows; Prohibiting Certain Acts; Providing for the Licensing and Regulation of Minnow Farms and Bait Vendors, and Providing a Penalty.

First reading and reference, 420.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass) 457.  
 Second reading, 473.  
 To House, 497.  
 Signed by the President, 559.  
 Returned to House, 561.

**House Bill No. 648—**(Received from House, 317)

House Bill No. 648. A Bill for an Act to Amend and Reenact Section 57-3703 of the North Dakota Revised Code of 1943, Relating to Estate Taxation; Providing for the Determination of the Gross Estates of Nonresident Decedents



and for Reciprocity in the Taxation of Intangible Personal Property.

First reading and reference, 327.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 535.  
 Second reading, 585.  
 To House, 611.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 649—(Received from House, 432)**

House Bill No. 649. A Bill for an Act to Amend and Reenact Sections 4-2203 and 4-2222 of the North Dakota Revised Code of 1943 and Section 4-2221 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Soil Conservation Districts; Providing for Appointment of Four Farmer Members to the Soil Conservation Committee, and the Election of District Supervisors at the Regular State General Election, and Declaring an Emergency.

First reading and reference, 434.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee on Agriculture, 500.  
 Reported back, (amended) 487, (amended) 522.  
 Amendments adopted, 541.  
 Second reading, 585.  
 To House, 612.  
 Conference Committee, 612.  
 Conference Committee report, 628.  
 Final passage, 628.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 650—(Received from House, 395)**

House Bill No. 650. A Bill for an Act to Amend and Reenact Section 21-0610 of the 1949 Supplement Relating to the Distribution of Federal Funds in Counties Affected by Federal Acquisition of Lands for Public Use and Providing for the Appropriation and Distribution of Funds Received From the Federal Government in Counties Where the Federal Government Has Acquired Land for the Development of Projects for Public Uses and Declaring an Emergency. The Government of the United States Under the Provisions of Public Law 526 of the 79th Congress Has Provided That Seventy-five Per Centum of All Monies Received and Deposited in the Treasury of the United States During Any Fiscal Year on Account of the Leasing of Lands Acquired by the United States for Flood Control Purposes Shall Be Paid at the End of Such Year by the Secretary of the Treasury to the State in Which Such Property Is Situated, To Be Expended as the State Legislature May Prescribe for the Benefit of the Public Schools and Public Roads of the County or Counties in Which Such Property Is Situated, and The Secretary of the Treasury of the United States Has Paid to the Treasurer of the State of North Dakota Certain Sums of Money as Provided in Said Public Law 526 Referred to Herein, and Declaring an Emergency.

First reading and reference, 420.  
 Referred to Committee on State and Federal Government.

Reported back, (do pass) 552.  
 Second reading, 599.  
 To House, 634.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 651**—(Received from House, 395)

House Bill No. 651. A Bill for an Act to Provide for the Financing and Administration by the Public Welfare Board of North Dakota of All Public Assistance to Persons Residing in North Dakota by Reason of the Construction of Federal Projects of Such Magnitude as to Attract to Any County Large Numbers of Persons From Outside Such County, and Declaring an Emergency.

First reading and reference, 420.  
 Referred to Committee on Social Welfare.  
 Reported back, (amended) 455.  
 Amendments adopted, 470.  
 Second reading, 509.  
 To House, 530.  
 Signed by the President, 559.  
 Returned to House, 561.

**House Bill No. 652**—(Received from House, 432)

House Bill No. 652. A Bill for an Act to Amend and Reenact Chapter 39-03A of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Highway Patrolmen's Retirement System.

First reading and reference, 434.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 552.  
 Second reading, 599.  
 To House, 634.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 653**—(Received from House, 395)

House Bill No. 653. A Bill for an Act Relating to State Memorials, Providing for the Erection of a Statue of James W. Foley in Statuary Hall at the National Capitol.

First reading and reference, 420.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 552.  
 Second reading, (lost) 612.  
 Reconsidered, 632.  
 Second reading, (lost) 721.  
 Returned to House, 751.

**House Bill No. 654**—(Received from House, 287)

House Bill No. 654. A Bill for an Act to Amend and Reenact Section 57-0237 of the North Dakota Revised Code of 1943, Relating to Assessors; Providing That Assessor Shall Mail Copy of Statement of Property Listed to Non-Residents.

First reading and reference, 298.  
 Referred to Committee on Finance and Taxation.

Reported back, (do pass) 391.  
Second reading, 417.  
To House, 430.  
Signed by the President, 494.  
Returned to House, 497.

**House Bill No. 657—(Received from House, 317)**

House Bill No. 657. A Bill for an Act Amending and Reenacting Section 26-2235 of the North Dakota Revised Code of 1943, Relating to Priority of Hail Indemnity Tax Lien and Cancellation of Hail Taxes.

First reading and reference, 327.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 583.  
Second reading, 621.  
To House, 634.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 658—(Received from House, 317)**

House Bill No. 658. A Bill for an Act to Amend and Reenact Section 26-2244 of the North Dakota Revised Code of 1943 Relating to Notice of Hail Loss; When and Where Filed; Contents; Adjustment Ordered; Costs When Notice Filed Late.

First reading and reference, 328.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 583.  
Second reading, 621.  
To House, 634.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 659—(Received from House, 432)**

House Bill No. 659. A Bill for an Act Relating to School Finance; Providing for a County High School Equalization Fund in Each County and for a Tax Levy for the Establishment and Maintenance of Such Fund; Providing for Disbursements From Such Funds and for Payments From the State Equalization Fund to Such Funds; Reducing School District Levy Limitations; and to Amend and Reenact Sections 15-4019, 15-4020, 15-4021 and 57-1514 of the 1949 Supplement to the North Dakota Revised Code of 1943.

First reading and reference, 434.  
Referred to Committee on Education.  
Reported back, (do pass) 520.  
Second reading, 544.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 661—(Received from House, 433)**

House Bill No. 661. A Bill for an Act to Amend and Reenact Section 5-0311 of the North Dakota Revised Code of 1943, Relating to the Disposition of the Tax on Sales by Licensed Wholesale Liquor Dealers Provided for in Subsections 1 and 2 of Section 5-0310 of the North Dakota Revised Code of 1943; Providing That Fifty-five Percent

of the Revenue From Such Tax Shall Be Placed in the Charitable Institutions Revolving Fund.

First reading and reference, 434.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 499.  
Second reading, 525.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 664—(Received from House, 317)**

House Bill No. 664. A Bill for an Act to Amend and Reenact Subsection 1 of Section 54-0609 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Mileage and Travel Expense of State Officers and Employees.

First reading and reference, 328.  
Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed) 371.  
Returned to House, 408.

**House Bill No. 665—(Received from House, 359)**

House Bill No. 665. A Bill for an Act to Amend and Reenact Sections 39-0301, 39-0302, 39-0305, 39-0306, 39-0308, 39-0309, and 39-0621 of the North Dakota Revised Code of 1943 and Section 39-0303 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the State Highway Patrol.

First reading and reference, 363.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 553.  
Second reading, 613.  
Reconsidered, 616.  
Final passage, 645.  
To House, 662.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 666—(Received from House), 487)**

House Bill No. 666. A Bill for an Act to Amend and Reenact the Initiated Measure Approved June 29, 1948, Entitled "Making It Unlawful for the State of North Dakota, Its Political Subdivisions, Counties, Cities, Villages, and the State Highway Department, to Establish and Maintain Any Mechanical Device or Devices Known as Parking Meters, or by Whatever Name Designated, Requiring the Deposit Therein of Coins or Tokens for the Privilege of Parking Cars or Other Vehicles Upon the Streets and Highways in the State of North Dakota," Constituting Chapter 357 of the 1949 Session Laws and Section 39-0109 of the 1949 Supplement to the North Dakota Revised Code of 1943.

First reading and reference, 489.  
Referred to Committee on Political Subdivisions.  
Returned to House for correction 499.  
Reported back, (amended) 566.  
Amendments adopted, 609.  
Floor amendments, 750.  
Second reading, 751.

To House, 776.  
Signed by the President, 799.  
Returned to House, 799.

**House Bill No. 667—(Received from House, 359)**

House Bill No. 667. A Bill for an Act to Amend and Reenact Section 39-0459 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Issuance of Motor Vehicle Dealer's License; Fees To Be Paid; Providing for Issuance of Dealer's Plates and the Qualifications.

First reading and reference, 363.  
Referred to Committee on Transportation  
Reported back, (do pass) 608.  
Second reading, 651.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 668—(Received from House, 359)**

House Bill No. 668. A Bill for an Act to Amend and Reenact Sub-section 1 of Section 39-0401 of the 1949 Supplement to the North Dakota Revised Code of 1943, Defining the Word "Dealer."

First reading and reference, 363.  
Referred to Committee on Transportation  
Reported back, (do pass) 608.  
Second reading, 652.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 670—(Received from House, 487)**

House Bill No. 670. A Bill for an Act to Amend and Reenact Section 43-0301 of the North Dakota Revised Code of 1943, and Defining the Practice of Architecture.

First reading and reference, 489.  
Referred to Committee on General Affairs.  
Reported back, (do pass) 520.  
Second reading, (lost) 546.  
To House, 561.  
Senate requests return, 566.  
Returned to Senate, 579.  
Reconsidered, 579.  
Amended, 579, 580.  
Indefinitely postponed, 580.  
Returned to House, 635.

**House Bill No. 671—(Received from House, 262)**

House Bill No. 671. A Bill for an Act to Amend and Reenact Section 28-2018 of the North Dakota Revised Code of 1943 Providing for Docketing of Judgments of United States Courts and the Effect of Such Docketing.

First reading and reference, 284.  
Referred to Committee on Judiciary.  
Reported back, (amended) 566.  
Amendments adopted, 609.

Second reading, 652.  
To House, 687.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 672—(Received from House, 304)**

House Bill No. 672. A Bill for an Act to Amend and Reenact Section 14-1108 of the North Dakota Revised Code of 1943, as Amended and Reenacted by Section 3 of Chapter 130 of the Session Laws of 1949, Relating to Who May Petition for Adoption.

First reading and reference, 308.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 553.  
Second reading, 600.  
To House, 634.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 673—(Received from House, 395)**

House Bill No. 673. A Bill for an Act to Amend and Reenact Section 27-1603 of the North Dakota Revised Code of 1943 Relating to Compensation of Juvenile Commissioners; and Declaring an Emergency.

First reading and reference, 420.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 553.  
Second reading, 600.  
To House, 634.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 674—(Received from House, 395)**

House Bill No. 674. A Bill for an Act to Amend and Reenact Section 4-0232 of the North Dakota Revised Code of 1943, Relating to County Fairs; Providing that Permanent Improvements May Be Made on an Installment Payment Basis.

First reading and reference, 421.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 499.  
Second reading, 526.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 676—(Received from House, 488)**

House Bill No. 675. A Bill for an Act to Repeal Section 35-0306 of the North Dakota Revised Code of 1943, Relating to Registration Fees for Standard Form Mortgages.

First reading and reference, 489.  
Referred to Committee on Natural Resources.  
Reported back, (placed on calendar) 540.  
Indefinitely postponed, 586.  
Returned to House, 635.

**House Bill No. 677**—(Received from House, 304)

House Bill No. 677. A Bill for an Act to Amend and Reenact Section 11-1502 of the North Dakota Revised Code of 1943, Relating to the Appointment of Special Deputies by the Sheriff and the Compensation Received by Such Special Deputies.

First reading and reference, 308.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass) 427.  
 Second reading, 449.  
 To House, 483.  
 Signed by the President, 515.  
 Returned to House, 517.

**House Bill No. 679**—(Received from House, 395)

House Bill No. 679. A Bill for an Act to Amend and Reenact Section 11-3201 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to War Memorials; Providing for a County Levy and for Limitations Thereon and Authorizing Expenditures.

First reading and reference, 421.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended) 553.  
 Amendments adopted, 562.  
 Second reading, (lost) 622.  
 Reconsidered, 629.  
 Floor amendments, 770.  
 Final passage, 770.  
 To House, 776.  
 Signed by the President, 799.  
 Returned to House, 799.

**House Bill No. 680**—(Received from House, 488)

House Bill No. 680. A Bill for an Act Relating to Applications and Advertising Circulars for Health, Accident, or Medical Insurance.

First reading and reference, 489.  
 Referred to Committee on Industry and Business.  
 Reported back, (on calendar) 583.  
 Second reading, (lost) 722.  
 Returned to House, 751.

**House Bill No. 682**—(Received from House, 462)

House Bill No. 682. A Bill for an Act Relating to Architects Plans on Public Buildings or Structures; Requiring Public Buildings or Structures To Be Fully Finished and Completed Within Appropriation or Authorization; and Providing That if Plans Must Be Redrawn to Accomplish the Same, Architect Shall Receive No Compensation Therefor.

First reading and reference, 463.  
 Referred to Committee on State and Federal Government.  
 Reported back, (indefinitely postponed) 553.  
 Reconsidered, 609.  
 Second reading, (lost) 613.  
 Returned to House, 662.

**House Bill No. 683—(Received from House, 433)**

House Bill No. 683. A Bill for an Act Relating to Public Buildings or Structures; Providing That the Same Must Be Finished and Completed Within the Appropriation or Authorization Therefor; Letting of Contracts Therefor, and Making Violation Thereof Grounds for Removal From Office.

First reading and reference, 435.

Referred to Committee on State and Federal Government.

Reported back, (do pass) 560.

Second reading, (lost) 629.

Returned to House, 686.

**House Bill No. 684—(Received from House, 395)**

House Bill No. 684. A Bill for an Act to Amend and Reenact Sections 48-0202, 48-0207, 48 0208 and 48-0213 of the North Dakota Revised Code of 1943, Relating to Public Buildings; Plans, Drawings and Specifications To Be Procured From Licensed Architect; Allowance and Payment of Estimates; Failure to Certify; Rate of Interest; Architects; Duties of Architect.

First reading and reference, 421.

Referred to Committee on State and Federal Government.

Reported back, (amended) 560.

Amendments adopted, 609.

Second reading, (lost) 653.

Returned to House, 686.

**House Bill No. 690—(Received from House, 433)**

House Bill No. 690. A Bill for an Act Making an Appropriation for the Expenses for the Department of Public Instruction in Setting up Courses of Instruction Concerning the Nature of Alcoholic Drinks and Narcotics and Their Effect upon the Human Body.

First reading and reference, 435.

Referred to Committee on Social Welfare.

Reported back, (without recommendation, re-referred to Appropriations) 535.

Reported back, (do pass) 625.

Second reading, 677.

To House, 729.

Signed by the President, 796.

Returned to House, 797.

**House Bill No. 692—(Received from House, 304)**

House Bill No. 692. A Bill for an Act to Amend and Reenact Section 15-5608 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Payments to School Districts; and Providing that Where Moneys in the County Tuition Fund Are Insufficient to Make the Full Payments to the School Districts the County Superintendent Shall Prorate Such Payments on a Fractional Basis.

First reading and reference, 308.

Referred to Committee on Education.

Reported back, (do pass) 553.

Second reading, 601.

To House, 634.

Signed by the President, 794.

Returned to House, 795.



**House Bill No. 693—(Received from House, 433)**

House Bill No. 693. A Bill for an Act to Amend and Reenact Section 64-0210 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Inspection of Weighing and Measuring Devices, and Providing for an Increased Fee Schedule for Such Inspection.

First reading and reference, 435.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 487.  
Second reading, 512.  
To House, 530.  
Signed by President, 559.  
Returned to House, 562.

**House Bill No. 694—(Received from House, 462)**

House Bill No. 694. A Bill for an Act to Amend and Reenact Section 20-1001 of the North Dakota Revised Code of 1943, Relating to the Confiscation of Property by the Commissioner, Deputy Commissioner or Bonded Game Warden; and the Procedure to Be Followed in Such Cases.

First reading and reference, 463.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 501.  
Second reading, 526.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 695—(Received from House, 395)**

House Bill No. 695. A Bill for an Act Providing for a Period of Redemption After Retaking Property Under Conditional Sales Contract and Providing for Notice of Such Retaking.

First reading and reference, 421.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 610.  
Second reading, 653.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 696—(Received from House, 395)**

House Bill No. 696. A Bill for an Act to Amend and Reenact Subsection 5 of Section 50-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Aid to the Needy Blind; Providing that in Determining Need the First Fifty Dollars of Earned Income Shall be Disregarded.

First reading and reference, 421.  
Referred to Committee on Social Welfare.  
Reported back, (do pass) 456.  
Second reading, 474.  
To House, 497.  
Signed by the President, 559.  
Returned to House, 562.

**House Bill No. 697—(Received from House, 317)**

House Bill No. 697. A Bill for an Act to Amend and Reenact Section 11-1126 of the North Dakota Revised Code of 1943, Relating to Counties; Providing that County Commissioners May Expend up to Five Hundred Dollars for County Buildings, Fuel, Election Ballots and Supplies Without Advertising for Bids.

First reading and reference, 328.

Referred to Committee on Political Subdivisions.

Reported back, (do pass) 427

Second reading, 450.

To House, 483.

Signed by the President, 515.

Returned to House, 517.

**House Bill No. 698—(Received from House, 304)**

House Bill No. 698. A Bill for an Act to Amend and Reenact Section 24-0504 of the North Dakota Revised Code of 1943, Relating to Purchases and Rentals of County Road Machinery; Providing that Five Hundred Dollars Per Year May Be Spent Without Advertising.

First reading and reference, 308.

Referred to Committee on Political Subdivisions.

Reported back, (do pass) 427.

Second reading, 450.

To House, 483.

Signed by the President, 515.

Returned to House, 517.

**House Bill No. 700—(Received from House, 488)**

House Bill No. 700. A Bill for an Act to Amend and Reenact Section 6-0515 of the North Dakota Revised Code of 1943 Relating to Investment of Trust Funds.

First reading and reference, 490.

Referred to Committee on Industry and Business.

Reported back, (on calendar) 583.

Second reading, 629.

To House, 662.

Signed by the President, 794.

Returned to House, 795.

**House Bill No. 702—(Received from House, 462)**

House Bill No. 702. A Bill for an Act to Amend and Reenact Section 26-2519 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Expense Funds of Benevolent Societies.

First reading and reference, 463.

Referred to Committee on Industry and Business.

Re-referred to Committee on Industry and Business, 538.

Reported back, (indefinitely postponed) 520.

Reconsidered, 538.

Reported back, (on calendar) 584.

Second reading, 629.

To House, 662.

Signed by the President, 794.

Returned to House, 795.

**House Bill No. 703—(Received from House, 395)**

House Bill No. 703. A Bill for an Act Appropriating the Sum of One Thousand Dollars as Additional Compensation for Services Rendered by Ada E. Mork at the North Dakota State School for the Blind, and Declaring an Emergency.

First reading and reference, 421.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee on Appropriations, 459.  
 Reported back, (do pass) 535.  
 Second reading, 586.  
 To House, 611.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 705—(Received from House, 488)**

House Bill No. 705. A Bill for an Act to Amend and Reenact Section 57-0220 of the North Dakota Revised Code of 1943, Relating to Taxation; Providing for the Exemption of that Part of the Value of Farm Machinery upon Which the Sales or Use Tax Has Been Paid.

First reading and reference, 490.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 499.  
 Second reading, 527.  
 To House, 539.  
 Signed by the President, 659.  
 Returned to House, 659.

**House Bill No. 707—(Received from House, 447)**

House Bill No. 707. A Bill for an Act to Amend and Reenact Section 24-0504 of the North Dakota Revised Code of 1943 Relating to Contracts for County Road Machinery and Other Articles for the Improvement of Highways.

First reading and reference, 464.  
 Referred to Committee on Transportation.  
 Reported back, (amended) 536.  
 Amendments adopted, 562.  
 Floor amended, 636.  
 Second reading, 637.  
 To House, 662.  
 Signed by the President, 796.  
 Returned to House, 797.

**House Bill No. 708—(Received from House, 483)**

House Bill No. 708. A Bill for an Act Relating to Leasing Public Lands for Mineral, Oil, or Gas Exploration and Production, and Declaring an Emergency.

First reading and reference, 484.  
 Referred to Committee on Natural Resources.  
 Reported back, (amended) 536.  
 Amendments adopted, 562.  
 Second reading, 638.  
 To House, 662.  
 Signed by the President, 796.  
 Returned to House, 797.

**House Bill No. 710—(Received from House, 488)**

House Bill No. 710. A Bill for an Act to Provide for the Mediation of Disputes and Grievances Between the State Government as an Employer and Its Employees and Between Subordinate Units of Government Within the State and the Employees Thereof; to Provide for the Appointment of Mediation Boards With Authority to Issue Subpoenas; to Consider Terms of Settlement Between the Disputants; and to Make Recommendations for the Bona Fide Consideration of the Parties Concerned.

First reading and reference, 490.  
 Referred to Committee on Labor Relations.  
 Reported back, (do pass) 553.  
 Second reading, 615.  
 To House, 634.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 713—(Received from House, 395)**

House Bill No. 713. A Bill for an Act to Amend and Reenact Section 15-2102 of the North Dakota Revised Code of 1943, Relating to Salary and Expenses of the Superintendent of Public Instruction, and Declaring an Emergency.

First reading and reference, 421.  
 Referred to Committee on Education.  
 Reported back, (do pass) 608.  
 Second reading, (lost) 654.  
 Reconsidered, 657.  
 Floor amended, 680.  
 Second reading, (passed) 680.  
 To House, 729.  
 Conference Committee, 769, 773.  
 Conference Committee report, 773, 786.  
 Final passage, 786.  
 Signed by President, 799.  
 Returned to House, 799.

**House Bill No. 714—(Received from House, 395)**

House Bill No. 714. A Bill for an Act Relating to Attendance of High School Students in Schools of Other States; Authorizing Reciprocal Agreements With Bordering States and Providing for Tuition Payments.

First reading and reference, 421.  
 Referred to Committee on Education.  
 Reported back, (do pass) 554.  
 Second reading, 601.  
 To House, 635.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 715—(Received from House, 395)**

House Bill No. 715. A Bill for an Act to Amend and Reenact Section 15-3602 and Section 15-3613 of the North Dakota Revised Code of 1943, Relating to Second Grade Elementary Certificates.

First reading and reference, 422.  
 Referred to Committee on Education.

Reported back, (indefinitely postponed) 554.  
Returned to House, 612.

**House Bill No. 716—(Received from House, 433)**

House Bill No. 716. A Bill for an Act Relating to Fraudulent Advertising of Insurers Not Authorized to Transact Business in This State and Providing for Actions in This State With Respect Thereto and for Service of Process Upon Such Insurers.

First reading and reference, 435.  
Referred to Committee on Industry and Business.  
Reported back, (do pass) 611.  
Second reading, 655.  
To House, 686.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 717—(Received from House, 433)**

House Bill No. 717. A Bill for an Act Relating to Insurers Unauthorized to Transact Business in This State; Providing for Actions in This State Against and for the Service of Process Upon Such Insurers and Providing for the Allowance of Attorneys Fees in Actions Against Such Insurers.

First reading and reference, 435.  
Referred to Committee on Industry and Business.  
Reported back, (amended) 520.  
Amendments adopted, 537.  
Second reading, 586.  
To House, 612.  
Conference Committee, 632.  
Conference Committee report, (House concurred) 662.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 720—(Received from House, 433)**

House Bill No. 720. A Bill for an Act Making an Appropriation to Pay for a Continuation of the Survey and Investigation to Determine the Feasibility of Establishing a Cement Plant in the State of North Dakota.

First reading and reference, 435.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 625.  
Second reading, 677.  
To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 721—(Received from House, 433)**

House Bill No. 721. A Bill for an Act Providing for the Filing of Requests and Budgets of the Agencies of the State Government in the Obtaining of Federal Aid.

First reading and reference, 435.  
Referred to Committee on State and Federal Government.  
Reported back, (amended) 554.  
Amendments adopted, 562.  
Second reading, 639.  
To House, 662.

Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 722—(Received from House, 359)**

House Bill No. 722. A Bill for an Act Making It Unlawful for Anyone to Deface, Destroy or Alter Engine or Serial Numbers on Tractors, Combines, Corn Pickers or Any Other Heavy Farm Machinery Carrying a Factory Serial Number, and Providing a Penalty Therefor.

First reading and reference, 363.

Referred to Committee on Industry and Business.

Reported back, (do pass) 611.

Second reading, 655.

To House, 686.

Signed by the President, 796.

Returned to House, 797.

**House Bill No. 723—(Received from House, 488)**

House Bill No. 723. A Bill for an Act to Amend and Reenact Section 20-0106 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Hours of Hunting Game Birds and Protected Animals.

First reading and reference, 490.

Referred to Committee on Natural Resources.

Reported back, (do pass) 540.

Floor amended, 587.

Second reading, 587.

To House, 612.

Signed by the President, 794.

Returned to House, 795.

**House Bill No. 726—(Received from House, 395)**

House Bill No. 726. A Bill for an Act to Amend and Reenact Section 40-05011 of the 1949 Supplement to the North Dakota Revised Code of 1943 Relating to Assessment of Costs of Work Done by Municipalities for General Welfare.

First reading and reference, 422.

Referred to Committee on Political Subdivisions.

Reported back, (do pass) 499.

Second reading, 527.

To House, 539.

Signed by the President, 659.

Returned to House, 659.

**House Bill No. 728—(Received from House, 433)**

House Bill No. 728. A Bill for an Act Relating to Real Property; to Define a Marketable Record Title to an Interest in Real Estate and Other Terms; to Require the Filing of Notice of Claim of Interest in such Real Estate in Certain Cases, Within a Definite Period of Time and to Require the Recording Thereof; to Make Invalid and of No Force and Effect All Claims with Respect to the Real Estate Affected Thereby Where No Such Notices of Claim of Interest Are Filed Within the Required Period; to Provide for Filing Evidence of Possession by Affidavit and for the Recording of Such Affidavits; to Provide Penalties for Filing Slander-

ous Notices of Claim and Interest; to Provide Certain Ex-  
ceptions to the Applicability and Operation Thereof.

First reading and reference, 436.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 567.  
Floor amended, 657.  
Second reading, 657.  
To House, 687.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 729—(Received from House, 433)**

House Bill No. 729. A Bill for an Act to Amend and  
Reenact Section 57-3711 of the North Dakota Revised Code  
of 1943 Relating to the Determination of Net Estate for  
North Dakota Estate Tax Purposes.

First reading and reference, 436.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 567.  
Second reading, 640.  
To House, 662.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 730—(Received from House, 488)**

House Bill No. 730. A Bill for an Act to Amend and  
Reenact Section 26-1009 of the North Dakota Supplement of  
the North Dakota Revised Code of 1943 Relative to Discrimi-  
nation by Life Insurance Companies and Rebates and In-  
ducements by Agents Prohibited, and Declaring an Emer-  
gency.

First reading and reference, 490.  
Referred to Committee on Industry and Business.  
Reported back, (on calendar) 584.  
Second reading, (lost) 640.  
Returned to House, 662.

**House Bill No. 732—(Received from House, 304)**

House Bill No. 732. A Bill for an Act to Amend and  
Reenact Section 12-3005 and Section 12-3011 of the North  
Dakota Revised Code of 1943, Providing for Punishment of  
Rape in the First Degree and Punishment for Indecent  
Liberties.

First reading and reference, 308.  
Referred to Committee on Judiciary.  
Reported back, (amended) 536.  
Amendments adopted, 562.  
Second reading, 641.  
To House, 662.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 734—(Received from House, 462).**

House Bill No. 734. A Bill for an Act to Permit the  
Refunding of Funding Bonds and Refunding Special Assess-  
ment Warrants Issued Under the Provisions of Chapter 40-27  
of the North Dakota Revised Code of 1943; Repealing Chapter

287 of the Session Laws of North Dakota for the Year 1947; and Declaring an Emergency.

First reading and reference, 464.  
Referred to Committee on Political Subdivisions.  
Reported back, (do pass) 554.  
Second reading, 602.  
To House, 635.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 735—(Received from House, 395)**

House Bill No. 735. A Bill for an Act Fixing the Fee of Registers of Deeds for Indexing and Recording a Deed Conveying Oil, Gas, or Other Mineral Rights Severed From the Surface Rights of Real Property; and Declaring an Emergency.

First reading and reference, 422.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 567.  
Returned to House, 635.

**House Bill No. 738—(Received from House, 395)**

House Bill No. 738. A Bill for an Act to Amend and Reenact Section 30-2137 of the North Dakota Revised Code of 1943 Relating to the Distribution and Care of an Interest in Estate Ready for Distribution Where the Person Entitled Thereto Resides Out of State and Has No Agent in State, Is Deceased and Has No Personal Representative or Other Person to Whom Distribution Could Be Made, Cannot Be Found, or Refuses to Accept the Same.

First reading and reference, 422.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 567.  
Second reading, 641.  
To House, 662.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 739—(Received from House, 395)**

House Bill No. 739. A Bill for an Act to Amend and Reenact Section 30-2138 of the North Dakota Revised Code of 1943, Relating to the Distribution of Interests and Estates to Minors or Incompetent Persons in Probate Proceedings.

First reading and reference, 422.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 567.  
Second reading, 642.  
To House, 662.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 740—(Received from House, 433)**

House Bill No. 740. A Bill for an Act to Confirm and Make Binding According to Their Terms Special Improvement Warrants Issued by Any City or Village and Refunded by the Issuance and Sale of Refunding Warrants When More



Than Ninety Days Have Elapsed Since the Date of the Agreement for the Sale of Such Refunding Warrants, or Since the Effective Date of This Act, Whichever Is Later, Notwithstanding Failure to Comply With Certain Statutory Requirements in Connection With the Issuance of Such Special Improvement Warrants.

First reading and reference, 436.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass) 554.  
 Second reading, 602.  
 To House, 635.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 741**—(Received from House, 462)

House Bill No. 741. A Bill for an Act to Provide for the Settlement of the Rights and Liabilities of All Municipalities and School Districts Involved in Any Proceedings for the Inclusion of Territory or the Exclusion of Territory From Any Municipality, and in Case of Failure to Agree, for Arbitration Thereof, and Establishing the Membership of the Board of Arbitration.

First reading and reference, 464.  
 Referred to Committee on General Affairs.  
 Reported back, (indefinitely postponed) 625.  
 Returned to House, 686.

**House Bill No. 743**—(Received from House, 395)

House Bill No. 743. A Bill for an Act Relating to Employment; Requiring the Employer to Bear the Cost of Medical Examinations and the Furnishing of Records Required as a Condition of Employment, and Providing a Penalty.

First reading and reference, 422.  
 Referred to Committee on Labor Relations.  
 Reported back, (on calendar) 554.  
 Laid on table, 646.  
 Returned to House, 662.

**House Bill No. 748**—(Received from House, 488)

House Bill No. 748. A Bill for an Act to Amend and Reenact Section 15-2205 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Mileage and Travel Expenses of County Superintendents of Schools.

First reading and reference, 490.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass) 554.  
 Second reading, 603.  
 To House, 635.  
 Signed by the President, 794.  
 Returned to House, 795.

**House Bill No. 750**—(Received from House, 433)

House Bill No. 750. A Bill for an Act to Amend and Reenact Subsection 3 of Section 15-3928 of the 1949 Supplement of the North Dakota Revised Code of 1943 Relative to Retirement Annuity.

First reading and reference, 436.

Referred to Committee on Education.  
Reported back, (do pass) 555.  
Second reading, 603.  
To House, 635.  
Signed by the President, 794.  
Returned to House, 795.

**House Bill No. 752—(Received from House, 483)**

House Bill No. 752. A Bill for an Act Providing for the Payment of Expenses to Certain State Officers, Making an Appropriation and Declaring an Emergency.

First reading and reference, 484.  
Referred to Committee on Appropriations.  
Reported back, (do pass) 625.  
Second reading, 678.  
To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 753—(Received from House, 487)**

House Bill No. 753. A Bill for an Act Authorizing the Governor to Declare an Open Bow and Arrow Deer Season; to Fix the Time Therefor; Providing for the Issuance of Regular Resident Licenses, Fixing the Fee Therefor; Restricting the Kind of Bows and Arrows That May Be Used in Hunting Deer; Prohibiting the Use of Mechanical Means; Forbidding the Carrying of Firearms; and Requiring a Report to Game Warden of Deer Taken, and Amending Section 20-0504 of the North Dakota Revised Code of 1943.

First reading and reference, 490.  
Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed) 540.  
Reconsidered, 549.  
Floor amended, 549.  
Second reading, 549.  
Reconsidered, 562.  
Indefinitely postponed, 562.  
Returned to House, 635.

**House Bill No. 756—(Received from House, 395)**

House Bill No. 756. A Bill for an Act Relating to Surface Water Flow; Providing for Determinations by the State Water Conservation Commission and for Highway Construction in Accordance With Such Determination.

First reading and reference, 422.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 561.  
Second reading, 642.  
To House, 662.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 759—(Received from House, 488)**

House Bill No. 759. A Bill for an Act to Amend and Reenact Section 15-2505 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Common District Officers; Providing That Members of the School

**Boards in Common School Districts Shall Be Allowed One Compensated Visit Each Year to Each School in His District.**

First reading and reference, 491.  
Referred to Committee on Education.  
Reported back, (do pass) 555.  
Second reading, 604.  
To House, 635.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 760—(Received from House, 483)**

House Bill No. 760. A Bill for an Act Relating to Nurseries and Nursery Stock and the Inspection Thereof, and Repealing Chapter 4-20 of the North Dakota Revised Code of 1943.

First reading and reference, 484.  
Referred to Committee on Natural Resources.  
Reported back, (do pass) 567.  
Second reading, 642.  
To House, 662.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 762—(Received from House, 317)**

House Bill No. 762. A Bill for an Act to Amend and Reenact Section 57-38151 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to Capital Gains and Losses in Computing Income for Income Tax Purposes.

First reading and reference, 328.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 499.  
Second reading, 528.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 763—(Received from House, 413)**

House Bill No. 763. A Bill for an Act to Amend and Reenact Section 57-3808, Subsection 3 of Section 57-3820, and Subsection 4 Subdivision c of Section 57-3822 of the North Dakota Revised Code of 1943, Relating to Taxation of Partnerships and Partners Income and Treatment of Losses.

First reading and reference, 422.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass) 499.  
Second reading, 528.  
To House, 539.  
Signed by the President, 659.  
Returned to House, 659.

**House Bill No. 764—(Received from House, 433)**

House Bill No. 764. A Bill for an Act to Amend and Reenact Section 46-0405 of the 1949 Supplement to the North Dakota Revised Code of 1943, Relating to the Providing of Distribution of Session Laws to County Officers.

First reading and reference, 436.

Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed) 567.  
 Returned to House, 635.

**House Bill No. 770—(Received from House, 488)**

House Bill No. 770. A Bill for an Act to Amend and Reenact Section 39-0421 of the 1949 Supplement to the North Dakota Revised Code of 1943, and to Repeal Section 39-0445 of the North Dakota Revised Code of 1943, Relating to Motor Vehicles; Providing for the Exemption from Registration Fees of Certain Motor Vehicles, and Authorizing Reciprocal Agreements.

First reading and reference, 491.  
 Referred to Committee on Transportation  
 Reported back, (amended) 650.  
 Amendments adopted, 674.  
 Second reading, (passed) 723.  
 Returned to Senate for correction, 754.  
 Floor amendments, 771.  
 Final passage, 771.  
 To House, 776.  
 Signed by the President, 799.  
 Returned to House, 799.

**House Bill No. 744—(Received from House, 488)**

House Bill No. 774. A Bill for an Act Setting Up the Hours of Employment for State Employees in Bismarek, North Dakota.

First reading and reference, 491.  
 Referred to Committee on Labor Relations.  
 Reported back, (on calendar) 555.  
 Laid on table, 604.  
 Returned to House, 662.

**House Bill No. 776—(Received from House, 433)**

House Bill No. 776. A Bill for an Act to Amend and Reenact Section 57-0227 of the North Dakota Revised Code of 1943 Relating to the Assessment of Property at Its Full Value.

First reading and reference, 436.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 537.  
 Second reading, 587.  
 To House, 611.  
 Signed by President, 794.  
 Returned to House, 795.

**House Bill No. 779—(Received from House, 433)**

House Bill No. 779. A Bill for an Act to Provide for Leave of Absence Due to Illness for Teachers in the Public Schools and State Institutions, Defining Terms and Determining Compensation.

First reading and reference, 436.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed) 555.  
 Returned to House, 612.

**House Bill No. 780—(Received from House, 433)**

House Bill No. 780. A Bill for an Act to Amend and Reenact Sections 15-2601 and 15-2602 of the North Dakota Revised Code of 1943, Relating to Removal of Schoolhouses in Common School Districts, Consisting of Less Than One Congressional Township.

First reading and reference, 437.  
 Referred to Committee on Education.  
 Reported back, (do pass) 608.  
 Second reading, 655.  
 To House, 686.  
 Signed by the President, 796.  
 Returned to House, 797.

**House Bill No. 782—(Received from House, 483)**

House Bill No. 782. A Bill for an Act Providing for a Discount for the Early Payment of Taxes on Buildings and Structures.

First reading and reference, 484.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (indefinitely postponed) 537.  
 Returned to House, 612.

**House Bill No. 783—(Received from House, 462)**

House Bill No. 783. A Bill for an Act to Amend and Reenact Section 57-3304 Relating to Taxation of Rural Electric Cooperatives and Providing That the Tax Imposed Shall Be in Lieu of Personal Property Tax.

First reading and reference, 464.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass) 499.  
 Second reading, 529.  
 To House, 539.  
 Signed by the President, 659.  
 Returned to House, 659.

**House Bill No. 785—(Received from House, 462)**

House Bill No. 785. A Bill for an Act to License and Regulate the Operation of Amusement Games and Devices; Levying a Tax Therefor, Appropriating Revenue Derived Therefrom, and Repealing All Acts and Parts of Acts in Conflict Therewith.

First reading and reference, 464.  
 Referred to Committee on General Affairs.  
 Reported back, (indefinitely postponed) 521.  
 To House, 561.  
 Senate requests return, 566.  
 Returned to Senate, 579.  
 Reconsidered, 584.  
 Re-referred to Committee on General Affairs, 584.  
 Reported back, (amended) 650.  
 Amendments further amended, 674.  
 Amendments adopted, 674.  
 Second reading, 747.  
 To House, 752.  
 Conference Committee, 769.  
 Conference Committee report, 787.

Final passage, 787.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 786—**(Received from House, 487)

House Bill No. 786. A Bill for an Act Relating to Compensation of Justices of the Peace, and Amending and Reenacting Section 33-0123 of the North Dakota Revised Code of 1943.

First reading and reference, 491.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed) 625.  
Returned to House, 686.

**House Bill No. 788—**(Received from House, 488)

House Bill No. 788. A Bill for an Act to Amend and Reenact Section 16-1905 of the North Dakota Revised Code of 1943 Relating to Rates for Space in Publicity Pamphlet, Additional Space, and the Making of Payment Therefor.

First reading and reference, 491.  
Referred to Committee on Judiciary.  
Reported back, (amended) 537.  
Amendments adopted, 562.  
Second reading, (lost) 643.  
Returned to House, 662.

**House Bill No. 791—**(Received from House, 487)

House Bill No. 791. A Bill for an Act to Amend and Reenact Subsection 2, Section 15-3927 of the 1949 Supplement of the North Dakota Revised Code of 1943, Relating to Eligibility to Participate in the Teachers' Insurance and Retirement Fund.

First reading and reference, 491.  
Referred to Committee on Education.  
Reported back, (do pass) 555.  
Second reading, 604.  
To House, 635.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 793—**(Received from House, 488)

House Bill No. 793. A Bill for an Act to Promote the Prosperity and Welfare of the Potato Industry of North Dakota; to Provide for the Establishment of a Potato Production Area and Within Such Area to Provide for the Collection of Fees and the Regulation of Certain Marketing Practices; Providing for Referendum Elections by the Growers; Providing for the Administration of the Act, and the Appointment of a Commission for That Purpose; Providing for the Issuance of Potato Promotion Stamps; Permitting Cooperation With State or Private Agencies Including Those of Other States and the Federal Government; Providing for the Disbursement of Funds; and Prescribing Penalties.

First reading and reference, 491.  
Referred to Committee on Agriculture.  
Reported back, (amended) 567.

Amendments adopted, 594.  
Second reading, 594.  
To House, 597.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 795—(Received from House, 447)**

House Bill No. 795. A Bill for an Act to Amend and Reenact Section 50-0204 of the North Dakota Revised Code of 1943, Relating to Residence in Counties; How Gained.

First reading and reference, 464.  
Referred to Committee on Social Welfare.  
Reported back, (do pass) 561.  
Floor amended, 644.  
Second reading, 644.  
To House, 662.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 797—(Received from House, 488)**

House Bill No. 797. A Bill for an Act to Amend and Reenact Section 27-0225 and Subsection 3 of Section 27-0522 of the North Dakota Revised Code of 1943, Relating to Assignment of District Court Judges to Other Districts; and Declaring an Emergency.

First reading and reference, 492.  
Referred to Committee on Judiciary.  
Reported back, (do pass) 576.  
Second reading, 644.  
To House, 662.  
Signed by President, 794.  
Returned to House, 795.

**House Bill No. 798—(Received from House, 433)**

House Bill No. 798. A Bill for an Act to Amend and Reenact Section 57-1906 of the North Dakota Revised Code of 1943, Relating to School District Special Reserve Funds.

First reading and reference, 437.  
Referred to Committee on Education.  
Reported back, (indefinitely postponed) 555.  
Returned to House, 612.

**House Bill No. 799—(Received from House, 488)**

House Bill No. 799. A Bill for an Act Authorizing Cities to Levy Taxes for the Purpose of Acquiring Real Estate To Be Used as a Site for Public Buildings.

First reading and reference, 492.  
Referred to Committee on State and Federal Government.  
Reported back, (amended) 650.  
Amendments adopted, 674.  
Second reading, 748.  
To House, 752.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 800—(Received from House, 488)**

House Bill No. 800. A Bill for an Act to Levy a Fee on Motor Vehicles Engaged in the Transportation of Property; Providing for Issuance of Distinctive Tags; Making Exemptions From the Provisions of This Act, Proving Penalties for the Violation Thereof and Providing for an Effective Date Period.

First reading and reference, 492.  
Referred to Committee on Transportation  
Reported back, (amended) 608.  
Amendments adopted, 626.  
Second reading, 669.  
To House, 687.  
Conference Committee, 724.  
Conference Committee report, 740.  
Final passage, 741.  
Signed by the President, 799.  
Returned to House, 799.

**House Bill No. 801—(Received from House, 483)**

House Bill No. 801. A Bill for an Act to Amend and Reenact Sections 47-0603 and 57-2705 of the North Dakota Revised Code of 1943, Relating to Real Property.

First reading and reference, 484.  
Referred to Committee on Judiciary.  
Reported back, (amended) 609.  
Amendments adopted, 626.  
Second reading, 748.  
To House, 752.  
Conference Committee, 769.  
Conference Committee report, 779.  
Final passage, 780.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 802—(Received from House, 488)**

House Bill No. 802. A Bill for an Act to Amend and Reenact Section 15-4910 of the North Dakota Revised Code of 1943, Relating to Solicitation and Sales in Public Schools.

First reading and reference, 492.  
Referred to Committee on Education.  
Reported back, (do pass) 521.  
Indefinitely postponed, 588.  
Reconsidered, 629.  
Floor amendments, 749.  
Second reading, 749.  
To House, 752.  
Signed by the President, 796.  
Returned to House, 797.

**House Bill No. 803—(Received from House, 488)**

House Bill No. 803. A Bill for an Act Relating to Agreements by Cities with a Population of Over Twenty Thousand with the Highway Department Relating to Improvements and Special Improvement Districts, and Declaring an Emergency.

First reading and reference, 492.  
referred to Committee on Political Subdivisions.



Reported back, (amended) 577.  
Amendments adopted, 609.  
Second reading, 656.  
To House, 687.  
Signed by the President, 798.  
Returned to House, 798.

**House Bill No. 804—(Received from House, 488)**

House Bill No. 804. A Bill for an Act Making an Appropriation for Legislative Assistance to the Secretary of State and Declaring an Emergency.

First reading and reference, 492.  
Referred to Committee on Appropriations.  
Reported back, (indefinitely postponed) 625.  
Returned to House, 686.

**House Bill No. 805—(Received from House, 703)**

House Bill No. 805. A Bill for an Act to Amend and Reenact Section 10-1309 of the North Dakota Revised Code of 1943, Relating to Powers of Electric Cooperative Corporations.

First reading and reference, 728.  
Referred to Committee on General Affairs.  
Reported back, (amended) 772.  
Amendments adopted, 772.  
Second reading, (passed) 772.  
To House, 776.  
Signed by the President, 799.  
Returned to House, 799.

## HOUSE RESOLUTIONS

### **House Concurrent Resolution "A"**—(Received from House, 25)

House Concurrent Resolution "A." A Concurrent Resolution Providing for 1949 Supplements to the North Dakota Revised Code of 1943 for the Use of the Various Committees of the Legislative Assembly.

First reading and reference, 38.  
Amended on floor, 39.  
Second reading, 39.  
To House, 44.  
House concurred, 44.  
Signed by the President, 51.  
Returned to House, 52.

### **House Concurrent Resolution "B"**—(Received from House, 85)

House Concurrent Resolution "B." A Concurrent Resolution Providing and Designating House and Senate Employees and Naming and Fixing Their Salaries.

First reading and reference, 94.  
Referred to Committee on Employment.  
Reported back, (do pass) 98.  
Second reading, 132.  
To House, 135.  
Signed by the President, 147.  
Returned to House, 147.

### **House Concurrent Resolution "C"**—(Received from House, 221)

House Concurrent Resolution "C." A Concurrent Resolution Urging That the Draft of Essential Agricultural Labor Be Kept at a Minimum and Not Materially Reduce Essential Agricultural Production and the Harvest and Care of Agricultural Resources.

First reading and reference, 229.  
Referred to Committee on Agriculture.  
Reported back, (amended) 303.  
Amendments adopted, 303.  
Second reading, 326.  
To House, 337.  
House concurred, 359.  
Signed by the President, 418.  
Returned to House, 430.

### **House Concurrent Resolution "D"**—(Received from House, 395)

House Concurrent Resolution "D." A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota, as Amended, Relating to Investment of Moneys of the Permanent School Fund and Other Educational Funds.

First reading and reference, 423.  
Referred to Committee on Education.  
Referred to Committee on Finance and Taxation, 561.  
Reported back, (do pass) 625.  
Adopted, 679.

To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Concurrent Resolution "E"**—(Received from House, 114)

House Concurrent Resolution "E." A Concurrent Resolution Providing for Janitor Service and for Engineering Service on the Electric Voting Machines.

First reading and reference, 120.  
Referred to Committee on General Affairs.  
Re-referred to Committee on Appropriations, 129.  
Reported back, (do pass) 371.  
Second reading, 412.  
To House, 430.  
Signed by the President, 448.  
Returned to House, 449.

**House Concurrent Resolution "F"**—(Received from House, 114)

House Concurrent Resolution "F." A Concurrent Resolution to Extend to the Officers and Men Recalled to Active Military Duty the Appreciation of the House and Senate of the Thirty-Second Legislative Assembly of the State of North Dakota.

First reading and reference, 120.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass) 283.  
Second reading, 326.  
To House, 337.  
Signed by the President, 386.  
Returned to House, 386.

**House Concurrent Resolution "G"**—(Received from House, 121)

House Concurrent Resolution "G." A Concurrent Resolution Commending the Organizations and Persons Responsible for the Polio Calf Sale To Be Held on January 23, 1951, at Mandan, North Dakota, Which Sale Is To Be Broadcast Over Five Radio Stations Within the State of North Dakota.

First reading and reference, 135.  
Referred to Committee on General Affairs.  
Second reading, (adopted) 136.  
To House, 140.  
Signed by the President, 197.  
Returned to House, 209.

**House Concurrent Resolution "J"**—(Received from House, 433)

House Concurrent Resolution "J." A Concurrent Resolution Directing the Legislative Research Committee to Conduct a Detailed Study of the Problems of Unification, Coordination, and Improved Standards of Education as Regards Institutions of Higher Learning in the State of North Dakota.

First reading and reference, 437.  
Referred to Committee on Education.  
Reported back, (do pass) 609.

Adopted, 656.  
To House, 686.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "L"**—(Received from House, 395)

House Concurrent Resolution "L." A Concurrent Resolution Memorializing the Congress of the United States to Support and Strengthen the United Nations.

First reading and reference, 423.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 555.  
Second reading, 605.  
To House, 635.  
Signed by the President, 794.  
Returned to House, 795.

**House Concurrent Resolution "M"**—(Received from House, 488)

House Concurrent Resolution "M." A Concurrent Resolution Memorializing Congress to Amend the Federal Highway Act so as to Prohibit the Diversion of Revenue Received from Federal Motor-user Taxes, and to Provide for an Increased Federal Matching Ratio so that All Such Revenue Be Returned to the States and Used for Road Development.

First reading and reference, 492.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 555.  
Second reading, 605.  
To House, 635.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "N"**—(Received from House, 483)

House Concurrent Resolution "N." A Concurrent Resolution to Memorialize Congress and the Secretary of Agriculture of the United States to Establish a Stabilized Premium on the Protein Content of Hard Spring Wheat.

First reading and reference, 484.  
Referred to Committee on Agriculture.  
Reported back, (do pass) 487.  
Second reading, 512.  
To House, 530.  
Signed by the President, 559.  
Returned to House, 562.

**House Concurrent Resolution "P"**—(Received from House, 488).

House Concurrent Resolution "P." A Concurrent Resolution Directing That a Study and the Preparation of a Plan for the Improvement of the Financial and Physical Condition of the Roads, Streets and Bridges of This State Be Made.

First reading and reference, 492.  
Referred to Committee on Transportation  
Reported back, (do pass) 537.

Second reading, 590.  
To House, 611.  
Signed by the President, 794.  
Returned to House, 795.

**House Concurrent Resolution "Q"**—(Received from House, 540)

House Concurrent Resolution "Q." A Concurrent Resolution Providing for the Retaining of Certain Employees of the Senate and the House After the Legislative Session for the Purpose of Completing Legislative Work.

First reading and reference, 542.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass) 650.  
Second reading, (adopted) 696.  
To House, 729.  
Senate requests return, 744.  
Returned to Senate, 745.  
Reconsidered, 749.  
Amended, 749.  
Final passage, 750.  
To House, 752.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "R"**—(Received from House, 540)

House Concurrent Resolution "R." A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

First reading and reference, 542.  
Referred to Committee on General Affairs.  
Reported back, (do pass) 627.  
Adopted, 679.  
To House, 729.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "S"**—(Received from House, 540)

House Concurrent Resolution "S." A Concurrent Resolution Providing for the Completion of the Legislative Journals of the Senate and the House.

First reading and reference, 542.  
Referred to Committee on General Affairs.  
Reported back, (do pass) 626.  
Adopted, 680.  
To House, 729.  
Signed by the President, 796.  
Returned to House, 797.

**House Concurrent Resolution "T"**—(Received from House, 689)

House Concurrent Resolution "T." A Concurrent Resolution Authorizing Construction at the State Penitentiary in

Accordance with the Provisions of Chapter 93 of the 1947 Session Laws.

First reading and reference, 691.  
Referred to Committee on Appropriations.  
Reported back, 698.  
Second reading, (adopted) 755.  
To House, 775.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "U"**—(Received from House, 689)

House Concurrent Resolution "U." A Concurrent Resolution Memorializing the Secretary of the Interior of the United States to Have Erected a Suitable Monument at the Grave of Sitting Bull.

First reading and reference, 691.  
Referred to Committee on State and Federal Government.  
Reported back, 697.  
Second reading, (adopted) 756.  
To House, 775.  
Signed by the President, 797.  
Returned to House, 797.

**House Concurrent Resolution "V"**—(Received from House, 689)

House Concurrent Resolution "V." A Concurrent Resolution Requesting the Congress of the United States to Create a National Monetary Commission.

First reading and reference, 692.  
Referred to Committee on State and Federal Government.  
Reported back, 697.  
Second reading, (adopted) 756.  
To House, 775.  
Signed by the President, 798.  
Returned to House, 798.